

Annex 6  
Referred to in Chapter 6

Schedules of Specific Commitments  
in relation to Article 62

Part 1  
Explanatory Notes

1. Alphabets indicated against individual sectors or sub-sectors and numbers in brackets are references to the Services Sectoral Classification List (GATT Document MTN.GNS/W/120, dated July 10, 1991) and the Provisional Central Product Classification (Statistical Papers Series M No. 77, Department of International Economic and Social Affairs, Statistical Office of the United Nations, New York, 1991) (hereinafter referred to in this Annex as "CPC"). These alphabetical and numerical divisions are indicated to enhance the clarity in the description of specific commitments, but shall not be construed as being a part of the specific commitments.

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

3. The modes of supply 1), 2), 3) and 4) indicated in the Schedules of Specific Commitments of the Parties correspond respectively to the supply of services defined in subparagraphs (m)(i), (ii), (iii) and (iv) of Article 58.

4. The entry "Unbound\*" means unbound due to lack of technical feasibility.

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

Part 2  
Schedule of India

Modes of supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence 4) Presence of natural persons			
Sector or sub-sector	Limitations on market access	Limitations on national treatment	Additional commitments
I. HORIZONTAL COMMITMENTS			
<p>ALL SECTORS INCLUDED IN THIS SCHEDULE</p>	<p>3) Foreign Investment Promotion Board (FIPB) approval will be required in sectors where such approval is specified under the Consolidated FDI Policy-Circular 2 of 2010.</p> <p>A foreign company can set up operations in India under the following routes:</p> <p>(a) As an incorporated entity by incorporating a company under applicable laws through a Joint Ventures or Wholly Owned Subsidiaries. These entities can undertake activities permitted as per the Foreign Exchange Management Act (FEMA).</p> <p>(b) As an office of a foreign entity through liaison office/representative office, project office and branch office. Such offices can undertake activities permitted under the FEMA.</p> <p>In addition and without prejudice to equity and other restrictions specified in</p>	<p>3) In case of collaboration with public sector enterprises or government undertakings as joint venture partners, preference in access will be given to Japanese service suppliers/entities which offer the best terms for transfer of technology.</p> <p>Taxation laws for domestic and Japanese service suppliers, as per the provisions of the relevant applicable laws.</p> <p>Subsidies, where granted, shall be available only to domestic service suppliers.</p> <p>In addition and without prejudice to equity and other restrictions specified in sectoral commitments of this Schedule, MA and NT restrictions specified in the Consolidated FDI Policy-Circular 2 of 2010, as revised and amended from time to time, shall be applicable, provided that any changes to the Consolidated FDI Policy-Circular 2 of 2010 shall not be applied in a manner so as to nullify or impair the benefits</p>	

	sectoral commitments of this Schedule, MA and NT restrictions specified in the Consolidated FDI Policy-Circular 2 of 2010, as revised and amended from time to time, shall be applicable, provided that any changes to the Consolidated FDI Policy-Circular 2 of 2010 shall not be applied in a manner so as to nullify or impair the benefits under the terms of a specific commitment. <sup>1</sup>	under the terms of a specific commitment. <sup>2</sup>	
	4) Unbound except as per commitments in Chapter 7 on Movement of Natural Persons.	4) Unbound, except as in the MA column.	
II. SECTOR - SPECIFIC COMMITMENTS			
1. BUSINESS SERVICES			
A. Professional Services			
(b) Accounting and book keeping services (862)  (excluding auditing services)	1) None 2) None 3) Unbound 4) Unbound except as in the horizontal section.	1) None 2) None 3) Unbound 4) Unbound except as in the horizontal section and further subject to the requirement of obtaining professional indemnity insurance from home country of service provider.	

<sup>1</sup> It is understood that with regard to equity and other restrictions specified in sectoral commitments such restrictions shall prevail over any provision of the Consolidated FDI Policy-Circular 2 of 2010 or any amendments made thereto from time to time with regard to relevant sectoral commitments.

<sup>2</sup> It is understood that with regard to equity and other restrictions specified in sectoral commitments such restrictions shall prevail over any provision of the Consolidated FDI Policy-Circular 2 of 2010 or any amendments made thereto from time to time with regard to relevant sectoral commitments.

(d) Architectural services (8671)	1) None 2) None 3) None except that the establishment would be only through incorporation as partnership firm constituted by Architects. 4) Unbound except as in the horizontal section.	1) None 2) None 3) None 4) Unbound except as in the horizontal section.	
(e) Engineering services (8672)	1) None 2) None 3) None 4) Unbound except as in the horizontal section.	1) None 2) None 3) None 4) Unbound except as in the horizontal section.	
(f) Integrated engineering services (8673)	1) None 2) None 3) None 4) Unbound except as in the horizontal section.	1) None 2) None 3) None 4) Unbound except as in the horizontal section.	
(g) Urban planning and landscape architectural services (8674)	1) None 2) None 3) None except that the establishment would be only through incorporation as partnership firm constituted by Architects. 4) Unbound except as in the horizontal section.	1) None 2) None 3) None 4) Unbound except as in the horizontal section.	
(h) Medical and dental services (9312)	1) None for provision of services on provider to provider basis such that the transaction is	1) None	

	<p>between established medical institutions covering areas of second opinion to help in diagnosis of cases or in the field of research.</p> <p>2) None</p> <p>3) Only through incorporation with a foreign equity ceiling of 74 percent subject to the condition that the latest technology for treatment will be brought in.</p> <p>4) Unbound except as in the horizontal section. None for charitable purposes.</p>	<p>2) None</p> <p>3) Unbound</p> <p>4) Unbound except as in the horizontal section.</p>	
(i) Veterinary services (932)	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as in the horizontal section.</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as in the horizontal section.</p>	
(j) Services provided by Midwives, Nurses, Physiotherapists and para-medical personnel (93191)	<p>1) None for provision of services on provider to provider basis such that the transaction is between established medical institutions covering areas of second opinion to help in diagnosis of cases or in the field of research.</p> <p>2) None</p> <p>3) Only through incorporation with a foreign equity ceiling of 74 percent subject to the condition that the latest technology for treatment will be brought in.</p> <p>4) Unbound except as in the horizontal section.</p>	<p>1) None</p> <p>2) None</p> <p>3) Unbound</p> <p>4) Unbound except as in the horizontal section.</p>	
B. Computer and Related Services (84)	<p>1) None</p>	<p>1) None</p>	

	2) None 3) None 4) Unbound except as in the horizontal section.	2) None 3) None 4) Unbound except as in the horizontal section.	
C. Research and Development Services			
(a) R&D services on the following natural sciences only:  Heat, light, electromagnetism, astronomy, but excluding atomic energy and related matters (85101)  Engineering and technology, including applied science and technology for casting, metal, machinery, electricity, communications, vessels, aircrafts, civil engineering, construction, information, etc. (85103)	1) None 2) None 3) None 4) Unbound except as in the horizontal section.	1) None 2) None 3) None 4) Unbound except as in the horizontal section.	
R&D services in agricultural sciences (85104)	1) None 2) Unbound 3) Unbound 4) Unbound except as in the horizontal section.	1) None 2) Unbound 3) Unbound 4) Unbound except as in the horizontal section.	
(b) R&D services on social sciences and humanities (852)	1) None 2) None 3) None	1) None 2) None 3) None	

	4) Unbound except as in the horizontal section.	4) Unbound except as in the horizontal section.	
D. Real Estate Services			
(b) on a fee or contract basis (822)	1) None 2) None 3) None for Consultancy Services. 4) Unbound except as in the horizontal section.	1) None 2) None 3) None 4) Unbound except as in the horizontal section.	
E. Rental/Leasing Services (without operators)			
(a) Rental/leasing services without operators relating to ships (83103) (excluding the services of actual international transport of Cargo)	1) None 2) None 3) None 4) Unbound except as in the horizontal section.	1) None 2) None 3) None except that prescribed minimum capitalisation norms must be adhered to. 4) Unbound except as in the horizontal section.	
(b) Rental/leasing services without operators relating to aircraft (83104)	1) None 2) None 3) None 4) Unbound except as in the horizontal section.	1) None 2) None 3) None except that prescribed minimum capitalisation norms must be adhered to. 4) Unbound except as in the horizontal section.	
(c) Rental/leasing services without operators relating to other transport equipment (83101 + 83102 + 83105) (excluding Railroad	1) Unbound 2) Unbound 3) None	1) Unbound 2) Unbound 3) None except that prescribed minimum capitalisation norms	

Transport & Multimodal Transport)	4) Unbound except as in the horizontal section.	4) Unbound except as in the horizontal section.	
(d) Rental/leasing services without operators relating to other machinery and equipment (83106 -83109)	1) Unbound 2) Unbound 3) None 4) Unbound except as in the horizontal section.	1) Unbound 2) Unbound 3) None except that prescribed minimum capitalisation norms must be adhered to. 4) Unbound except as in the horizontal section.	
(e) Rental/leasing services concerning personal and household goods (832)	1) Unbound 2) Unbound 3) None 4) Unbound except as in the horizontal section.	1) Unbound 2) Unbound 3) None except that prescribed minimum capitalisation norms must be adhered to. 4) Unbound except as in the horizontal section.	
F. Other Business Services			
(a) Advertising services  Sale of leasing services of advertising space of time (87110)  Planning, creating and placement of services of advertising (87120)	1) None subject to the requirement that foreign channels must seek advertising for the down link beam through domestic entities and foreign print media must seek advertisement through domestic entities. 2) None 3) None subject to incorporation and foreign equity ceiling of 49 percent. Management control must be located in India. 4) Unbound except as in the horizontal section.	1) None subject to the requirement that majority of content would be created locally by Indian nationals. 2) None 3) None 4) Unbound except as in the horizontal section.	



(c) Management consulting services excluding all services relating to legal consultancy (86501**, 86502**, 86503**, 86505**, 86506**, 86509**)	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	
(d) Project management services other than for construction (86601)	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	
(e) Technical testing and analysis services (8676)	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	
(g) Services incidental to fishing (882)	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	
(h) Services incidental to mining (883 + 5115)	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	
(j) Services incidental to	<ul style="list-style-type: none"> <li>1) None</li> </ul>	<ul style="list-style-type: none"> <li>1) None</li> </ul>	

energy distribution (887**) excluding energy trading and load dispatch functions	<ul style="list-style-type: none"> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	<ul style="list-style-type: none"> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	
(k) Placement and supply services of Personnel (872)	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	
(n) Maintenance and repair of equipment (not including maritime vessels, aircraft or other transport equipment) (633)	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	
(o) Building-cleaning services (874)	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	
(p) Photographic services excluding aerial photography, satellite pictures and satellite enabled photography (875**)	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	
(q) Packaging services (876)	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> </ul>	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> </ul>	

	<ul style="list-style-type: none"> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	<ul style="list-style-type: none"> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	
(s) Convention services (87909**)	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	
(t) Specialty design services (87907**)	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None except that the establishment would be only through incorporation as partnership firm constituted by Architects.</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	<ul style="list-style-type: none"> <li>1) None</li> <li>2) None</li> <li>3) None</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	
2. COMMUNICATION SERVICES			
C. Telecommunication Services			
<ul style="list-style-type: none"> <li>a) Voice telephone services (7521**) + Cellular mobile telephone</li> <li>b) Packet switched data transmission services (7523**)</li> <li>i) Radio paging services</li> <li>ii) Internet services</li> </ul>	<ul style="list-style-type: none"> <li>1) Unbound</li> <li>2) None</li> <li>3) The service will be permitted to be provided as per licence agreement<sup>3</sup> only after the operator gets a licence from the Designated Authority.</li> </ul>	<ul style="list-style-type: none"> <li>1) Unbound</li> <li>2) None</li> <li>3) None except the followings: <ul style="list-style-type: none"> <li>(a) The Chief Officer in charge of Technical Network Operations, Chief Security Officer and</li> </ul> </li> </ul>	

<sup>3</sup> The Licence Agreement includes terms and conditions of the licence for providing service.

<p>c) Circuit switched data transmission services (7523**)  d) Telex service (7523**)  e) Telegraph services (7522**)  f) Facsimile services (7521**+7529**)  g) Private leased circuit services (7522**+7523**)  o) Others      (i) V-Sat services      (iii) Global mobile personal communications services</p>	<p>The operator should be a company registered in India with maximum foreign equity direct and/or indirect not exceeding 74 percent.</p> <p>For foreign equity more than 49 percent, FIPB approval would be required.</p> <p>Number of licences, may, however, be limited due to scarce resources such as right of way and spectrum availability subject to a minimum of two licences in each service area.</p> <p>Resale of telephone services is not permitted.</p> <p>4) Unbound except as in the horizontal section.</p>	<p>officer/officials of the licensee companies dealing with the lawful interception of messages should be resident Indian Citizens.</p> <p>(b) The Majority Directors on the Board of the licensee shall be Indian Citizens.</p> <p>(c) The positions of the Chairman, managing Director, Chief Executive Officer and/or Chief Financial Officer, if held by foreign nationals, would require to be security vetted by Ministry of Home Affairs in India annually.</p> <p>(d) Operation and Maintenance of telecom network by Indian Engineers only.</p> <p>(e) Government Public Sector Undertakings.</p> <p>4) Unbound except as in the horizontal section.</p>	
<p>Data and message transmission services, the followings:</p> <p>h) Electronic mail (7523)  i) Voice mail (7523)  j) On-line information and data base retrieval (7523)  k) Electronic Data Interchange (EDI) (7523**)  l) Enhanced/value added facsimile services, including store and forward, store and retrieve (7523)</p>	<p>1) None except the provision of all services is subject to commercial arrangements with licensed Telecom service suppliers.</p> <p>2) None</p> <p>3) The service will be permitted to be provided as per licence agreement only after the operator gets a licence from the Designated Authority.</p> <p>The operator should be a company registered in India with maximum foreign equity direct and/or indirect not exceeding 74 percent.</p> <p>For foreign equity more than 49</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p>	

n) On-line information and data processing (843**)	percent, FIPB approval would be required. 4) Unbound except as in the horizontal section.	4) Unbound except as in the horizontal section.	
D. Audiovisual Services (a) Motion picture or video distribution services (96113)	1) Unbound 2) Unbound* 3) (a) Only through representative offices which will be allowed to function as branches of companies incorporated outside India. (b) Numerical ceiling in relation to the import of titles for this Agreement will be in accordance with the India's Revised Offer at the GATS <sup>4</sup> . The current limit is 100 titles per year. 4) Unbound except as in the horizontal section.	1) Unbound 2) Unbound* 3) None 4) Unbound except as in the horizontal section.	
3. CONSTRUCTION AND RELATED ENGINEERING SERVICES			
A. General Construction Work for Buildings (512) B. General Construction Work for Civil Engineering (513) C. Installation and Assembly Work (514+516)	1) None 2) None 3) None 4) Unbound except as in the horizontal section.	1) None 2) None 3) None except that conditions in the MA column would apply. 4) Unbound except as in the horizontal section.	

<sup>4</sup> India's commitment to Japan is as per its RO to the GATS with no special dispensation to Japan.

D. Building Completion and Finishing Work (517)			
E. Other (511+515+518)			
4. DISTRIBUTION SERVICES (EXCLUDING LIVE ANIMALS)			
<p>A. Commission Agents' Services Covering Sales on a Fee or Contract Basis of:</p> <p>Agricultural raw materials (62111**)</p> <p>Food products excluding beverages and tobacco (62112**)</p> <p>Machinery, industrial equipment and vehicles other than motor vehicles, bicycles and motorcycles (62114)</p> <p>Furniture, household goods, hardware and ironmongery (62115)</p> <p>Textiles, clothing and footwear (62116)</p>	<p>1) None</p> <p>2) None</p> <p>3) None subject to approval of the Reserve Bank of India (RBI)/FIPB and conformity with FEMA regulations, as applicable.</p> <p>4) Unbound, except as in the horizontal section.</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound, except as in the horizontal section.</p>	
<p>B. Wholesale Trade Services</p> <p>Agricultural raw materials (6221**)</p> <p>Food excluding beverages and tobacco (6222**)</p>	<p>1) None</p> <p>2) None</p> <p>3) None subject to approval of RBI/FIPB and conformity with FEMA, as applicable.</p> <p>4) Unbound except as in the horizontal section.</p>	<p>1) None</p> <p>2) None</p> <p>3) None except that conditions in the MA column would apply.</p> <p>4) Unbound, except as in the horizontal section.</p>	

<p>Textiles, clothing and footwear (6223)</p> <p>Household appliances, articles and equipment (6224)</p> <p>Miscellaneous consumer goods (6226)</p> <p>Machinery, equipment and supplies (6228)</p>			
<p>C. Single Brand Product Retail Services (excluding in prohibited sectors as specified under the FDI Policy-Circular No. 2 of 2010, and in the following sectors: petroleum and natural gas and petroleum and natural gas products and tobacco), subject to the following conditions:</p> <p>(a) Products to be sold should be of a 'Single Brand' only.</p> <p>(b) Products should be sold under the same brand internationally i.e. products should be sold under the same brand in one or more countries other than India.</p> <p>(c) 'Single Brand' product-retailing would cover only products which are branded during manufacturing.</p>	<p>1) Unbound</p> <p>2) Unbound</p> <p>3) FDI up to 51 percent allowed subject to approval of RBI/FIPB and conformity with FEMA and any other laws and regulations, as applicable.</p> <p>4) Unbound except as in the horizontal section.</p>	<p>1) Unbound</p> <p>2) Unbound</p> <p>3) Unbound</p> <p>4) Unbound except as in the horizontal section.</p>	

D. Franchising Services in respect of Single Brand retailing services as specified in category C above.	1) Unbound 2) Unbound 3) None subject to approval of RBI/FIPB and conformity with FEMA and any other laws and regulations, as applicable. 4) Unbound except as in the horizontal section.	1) Unbound 2) Unbound 3) Unbound 4) Unbound except as in the horizontal section.	
5. EDUCATION SERVICES			
Higher education services (923)	1) None subject to the condition that service providers would be subject to regulations, as applicable to domestic providers in the country of origin. 2) None 3) None subject to the condition that fees to be charged can be fixed by an appropriate authority and that such fees do not lead to charging capitation fees or to profiteering. Subject further to such regulations, already in place or to be prescribed by the appropriate regulatory authority. 4) Unbound except as in the horizontal section.	1) None 2) None 3) Unbound 4) Unbound except as in the horizontal section.	
6. ENVIRONMENTAL SERVICES			
B. Refuse Disposal Services (9402) C. Sanitation and Similar Services (9403)	1) None 2) None 3) None 4) Unbound except as in the horizontal section.	1) None 2) None 3) None 4) Unbound except as in the horizontal section.	



7. FINANCIAL SERVICES			
<p>The commitments in financial services are made in accordance with the GATS and its Annex on Financial Services. All the commitments are subject to entry requirements, domestic laws, rules and regulations, guidelines and the terms and conditions of the RBI, Securities and Exchange Board of India, Insurance Regulatory and Development Authority (IRDA) and any other competent authority in India.</p> <p>The sectors/sub-sectors listed below are in accordance with the listing in the Annex on Financial Services of the GATS.</p>			
A. Insurance and Insurance Related Services			
Life insurance 5(a) (i) (A)	1) Unbound 2) Unbound 3) None except establishment would be through incorporation with foreign equity not exceeding 26 percent. 4) Unbound except as in the horizontal section.	1) Unbound 2) Unbound 3) None 4) Unbound except as in the horizontal section.	
Non-life insurance 5(a) (i) (B)	1) Unbound except that Indian companies are statutorily required to take prior permission of the Central Government. Before they take out or renew any policy of insurance in respect of any property in India or any ship or other vessel or aircraft registered in India with an insurer whose principal of business is outside India. 2) Unbound 3) None except establishment would be through incorporation with foreign equity not exceeding 26 percent. 4) Unbound except as in the horizontal section.	1) Unbound 2) Unbound 3) None except as provided in the horizontal section. 4) Unbound except as in the horizontal section.	

<p>Reinsurance and retrocession 5(a)(ii)</p>	<p>1),2) Reinsurance can be taken with foreign reinsurers to the extent of the residual uncovered risk after obligatory or statutory placements domestically with Indian insurance companies.</p> <p>3) None except establishment would be through incorporation and subject to the condition that foreign equity not exceeding 26 percent.</p> <p>4) Unbound except as in the horizontal section.</p>	<p>1) Unbound</p> <p>2) Unbound</p> <p>3) Unbound</p> <p>4) Unbound except as in the horizontal section.</p>	
<p>Insurance intermediation, limited to reinsurance Ex. 5(a)(iii)</p>	<p>1),2) Reinsurance of domestic risks can be placed with foreign reinsurers through overseas brokers, to the extent mentioned under reinsurance and retrocession.</p> <p>3) (a) Overseas brokers are allowed to have resident representatives and representative offices who can procure reinsurance business from Indian insurance companies to the extent mentioned above. They can also place reinsurance business from abroad with Indian insurance companies.</p> <p>(b) Except for the business indicated above, the resident representatives and representative offices cannot undertake any other activity in India.</p> <p>(c) All expenses of the resident representatives and representative offices have to be met by remittances from abroad and no income can be received in India from Indian residents.</p>	<p>1) Unbound</p> <p>2) Unbound</p> <p>3) Unbound</p>	

	4) Unbound except as in the horizontal section.	4) Unbound except as in the horizontal section.	
Services auxiliary to insurance, such as consultancy, actuarial, risk assessment Ex. 5 (a) (iv)	1) None 2) Unbound 3) None subject to the conditions that foreign companies can be established through incorporation with foreign equity not exceeding 51 percent. In the case of Actuarial and Advisory Services, formal certification by Actuarial Society of India would be required. 4) Unbound except as in the horizontal section.	1) None 2) None 3) Unbound 4) Unbound except as in the horizontal section.	
B. Banking and Other Financial Services (excluding insurance)			
Acceptance of deposits and other repayable funds from the public 5(a) (v)  Lending of all types, including consumer credit, mortgage credit, Factoring and financing of commercial transactions but excluding factoring Ex. 5(a) (vi)  All payment and money transmission services including credit, charge and debit cards, travellers cheques and bankers' drafts 5(a) (viii)	1) Unbound 2) Unbound 3) In each of the services given below in which commitments are being undertaken for Banking and non-banking financial services companies, access is subject to fulfilment of minimum capitalisation norms. For all activities listed in this section of the Schedule excluding factoring and venture capital.  (a) through branch operations and as a wholly owned subsidiary of a foreign bank licensed and supervised as a bank in its home country and subject to regulations of RBI.  (b) India shall give favourable	1) Unbound 2) Unbound 3) For all activities listed in this section of the Schedule excluding factoring and venture capital.  (a) Public sector enterprises can invest surplus funds in term deposits only with scheduled commercial banks (including Wholly Owned Subsidiaries) incorporated in India; their investment of surplus funds in term deposits with Wholly Owned Subsidiaries would be subject to guidelines by RBI.  (b) For transferable securities, unbound except for entities established in accordance	

<p>Guarantees and commitments 5(a) (ix)</p> <p>Trading for own account of the following:</p> <ul style="list-style-type: none"> <li>- money market instruments (including cheques, bills, certificates of deposits)</li> <li>- foreign exchange</li> <li>- transferable securities</li> </ul> <p>Ex. 5(a) (x) (A) (B) (E)</p> <p>Clearing services for other banks for cheques, drafts and other instruments Ex. 5(a) (xiv)</p>	<p>consideration (For greater certainty, "favourable consideration" does not impose a legal obligation to grant a permission) to the application for establishment of branches by Japanese banks, provided that they meet India's requirement relating to the establishment of bank branches. The favourable consideration shall be given up to ten applications over four years.</p> <p>(c) Banks are allowed to install ATMs at branches and at other places identified by them. Installation of ATM at a place other than in licensed branches is treated as a new place of business and requires a licence. Licences issued for ATMs installed by foreign banks will not be included in the ceiling referred to in item (b) above.</p> <p>(d) Investments in other financial services companies by branches of foreign banks licensed to do banking business in India individually not to exceed 10 percent of owned funds or 30 percent of the invested company's capital whichever is lower.</p> <p>(e) Licences for new foreign banks may be denied when the maximum share of assets in India both on and off balance sheet of foreign banks to total assets both on and off balance sheet of the banking system exceeds 15 percent.</p> <p>(f) Foreign banks are subject to</p>	<p>with the limitations specified in the market access column.</p>	
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	<p>non-discriminatory resource allocation requirements.</p> <p>(g) In addition, foreign banks are permitted to invest in private sector banks through the FDI route subject to foreign equity ceiling of 49 percent and subject to the condition that in the case of foreign investors having prior collaboration in that specific service sector in India, FIPB approval would be required.</p> <p>(h) For transferable securities, in addition to the above, through establishment of locally incorporated joint venture company with foreign equity not exceeding 74 percent. The foreign equity participation will be limited to recognised foreign stock broking companies.</p> <p>4) Unbound except as in the horizontal section.</p>	<p>4) Unbound except as in the horizontal section.</p>	
Factoring Ex 5(a) (vi)	<p>1) Unbound</p> <p>2) Unbound</p> <p>3) Allowed for foreign financial services companies (including banks) through incorporation.</p> <p>4) Unbound except as in the horizontal section.</p>	<p>1) Unbound</p> <p>2) Unbound</p> <p>3) Unbound except for entities established in accordance with the limitations specified in the market access column.</p> <p>4) Unbound except as in the horizontal section.</p>	
Venture Capital	<p>1) Unbound</p> <p>2) Unbound</p> <p>3) (a) Allowed for foreign financial services companies (including banks) through</p>	<p>1) Unbound</p> <p>2) Unbound</p> <p>3) Unbound except for entities established in accordance with the limitations specified in the</p>	

	<p>incorporation.</p> <p>(b) Funding has to be entirely out of equity.</p> <p>4) Unbound except as in the horizontal section.</p>	<p>market access column.</p> <p>4) Unbound except as in the horizontal section.</p>	
<p>Financial leasing 5(a) (vii)</p>	<p>1) Unbound</p> <p>2) Unbound</p> <p>3) Allowed for foreign financial services companies (including banks) through incorporation.</p> <p>4) Unbound except as in the horizontal section.</p>	<p>1) Unbound</p> <p>2) Unbound</p> <p>3) None</p> <p>4) Unbound except as in the horizontal section.</p>	
<p>Asset management, such as cash or portfolio management, all forms of collective investment management, pension fund management, custodial, depository and trust services 5(a) (xiii)</p>	<p>1) Unbound</p> <p>2) Unbound</p> <p>3) None except establishment would be through incorporation with foreign equity not exceeding 26 percent.</p> <p>4) Unbound except as in the horizontal section.</p>	<p>1) Unbound</p> <p>2) Unbound</p> <p>3) None</p> <p>4) Unbound except as in the horizontal section.</p>	
<p>Participation in issues of all kinds of securities, including underwriting and placement as agent (whether publicly or privately) and provision of services related to such issues 5(a) (xi)</p>	<p>1) Unbound</p> <p>2) Unbound</p> <p>3) (a) Allowed for foreign bank branches licensed to do banking business in India.</p> <p>(b) Allowed for foreign financial services companies (excluding banks) through incorporation with foreign equity not exceeding 74 percent.</p> <p>(c) Allowed for banks through incorporation with foreign equity not exceeding 51</p>	<p>1) Unbound</p> <p>2) Unbound</p> <p>3) Unbound except for entities established in accordance with the limitations specified in the market access column.</p>	

	percent. 4) Unbound except as in the horizontal section.	4) Unbound except as in the horizontal section.	
Money broking 5(a) (xii)	1),2),3) Unbound 4) Unbound except as in the horizontal section	1),2),3) Unbound 4) Unbound except as in the horizontal section	
Provision and transfer of financial information, and financial data processing and related software by suppliers of other financial services 5 (a) (xv)	1),2) None 3) None 4) Unbound except as in the horizontal section	1),2) None 3) None 4) Unbound except as in the horizontal section	
Financial consultancy services, i.e. financial advisory services provided by financial advisers, etc. to customers on financial matters, investment and portfolio research and advice, advice on acquisitions and on corporate restructuring and strategy Ex. 5(a) (xvi)	1) Unbound 2) Unbound 3) (a) Allowed for Foreign bank branches licensed to do banking business in India. (b) Allowed for foreign financial services companies (including banks) through incorporation. 4) Unbound except as in the horizontal section.	1) Unbound 2) Unbound 3) None 4) Unbound except as in the horizontal section.	
8. HEALTH RELATED AND SOCIAL SERVICES			
A. Hospital Services (9311)	1) None for provision of services on provider to provider basis such that the transaction is between two established medical institutions, covering the areas of second opinion to help in	1) None	

	<p>diagnosis of cases or in the field of research.</p> <p>2) None</p> <p>3) Only through incorporation with a foreign equity ceiling of 74 percent and subject to the condition that the latest technology for treatment will be brought in Publicly funded services may be available only to Indian citizens or may be supplied at differential prices to persons other than Indian citizens.</p> <p>4) Unbound except as in the horizontal section. None for charitable purposes.</p>	<p>2) None</p> <p>3) None</p> <p>4) Unbound except as in the horizontal section.</p>	
9. TOURISM AND TRAVEL RELATED SERVICES			
A. Hotels and other Lodging Services (Ex. 641)	<p>1) None</p> <p>2) None</p> <p>3) Only through incorporation</p> <p>4) Unbound except as in the horizontal section.</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as in the horizontal section.</p>	
B. Travel Agency and Tour Operator Services (7471)	<p>1) None</p> <p>2) None</p> <p>3) Only through incorporation</p> <p>4) Unbound except as in the horizontal section.</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as in the horizontal section.</p>	
C. Tourist Guides Services (7472)	<p>1) Unbound*</p> <p>2) None</p> <p>3) Numerical ceiling in relation to the number of tourist guides for this Agreement will be in</p>	<p>1) Unbound*</p> <p>2) None</p> <p>3) None</p>	



	<p>accordance with the India's Revised Offer under the GATS<sup>5</sup>. The current limit is 500 guides.</p> <p>4) Numerical ceiling in relation to the number of tourist guides for this Agreement will be in accordance with the India's Revised Offer under the GATS<sup>6</sup>. The current limit is 500 guides.</p> <p>For others: Unbound except as in horizontal section.</p>	<p>4) Unbound except as in the horizontal section.</p>	
10. RECREATIONAL, CULTURAL AND SPORTING SERVICES (OTHER THAN AUDIO-VISUAL SERVICES)			
<p>A. Entertainment Services (including Theatre, Live bands and circus services (9619))</p>	<p>1) Unbound</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as in the horizontal section.</p>	<p>1) Unbound</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as in the horizontal section.</p>	
<p>D. Sporting and other recreational services (964**) (excluding lottery, gambling and betting services)</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as in the horizontal section and subject to reciprocity.</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound except as in the horizontal section.</p>	
11. TRANSPORT SERVICES			

<sup>5</sup> India's commitment to Japan is as per its RO to the GATS with no special dispensation to Japan.

<sup>6</sup> India's commitment to Japan is as per its RO to the GATS with no special dispensation to Japan.

A. Maritime Transport Services			
<p>The commitments in Maritime Transport are made in accordance with the GATS. All commitments are subject to domestic laws, entry requirements, rules and regulations and the terms and conditions of the Directorate General of Shipping, RBI and any other competent authority in India. For supply of Maritime Auxiliary Services through commercial presence under Mode 3, it will be only by establishing a company registered under any Central Act or State Act in India and having its principal place of business in India and subject to the condition that in the case of foreign investors having prior collaboration in that specific service sector in India, FIPB approval would be required.</p>			
<p>International Transport  (Freight and Passengers excluding cabotage and offshore transport as defined in the Appendix)</p>	<p>1) (a) Liner Shipping: None except - Preference will be given to Indian Flag vessels for government cargoes; and Government owned/controlled cargo. - Government policy on FOB/FAS will hold good. - Indian flag vessels will have the first right of refusal for carrying such cargo and only thereafter can foreign flag ships be allowed to be in-chartered/taken on international rental basis.</p> <p>(b) Bulk Shipping: None Except (i) Dry, Liquid and Gas other than LNG: - Preference will be given to Indian Flag vessels for government cargoes; and Government Owned/controlled cargo. - Government policy on FOB/FAS imports and export will hold good. - Indian flag vessels will have the first right of refusal for carrying such cargo and only thereafter can foreign flag ships be allowed to be in-chartered/ taken on international rental basis. (ii) LNG: Unbound</p>	<p>1) (a) Liner Shipping: None except - Preference will be given to Indian Flag vessels for government cargoes; and Government owned/controlled cargo. - Government policy on FOB/FAS will hold good. - Indian flag vessels will have the first right of refusal for carrying such cargo and only thereafter can foreign flag ships be allowed to be in-chartered/taken on international rental basis.</p> <p>(b) Bulk Shipping: None Except (i) Dry, Liquid and Gas other than LNG. - Preference will be given to Indian Flag vessels for government cargoes; and Government owned/controlled cargo. - Government policy on FOB/FAS imports and export will hold good. - Indian flag vessels will have the first right of refusal for carrying such cargo and only thereafter can foreign flag ships be allowed to be in-chartered/ taken on international rental basis. (ii) LNG: Unbound</p>	<p>Access to and use of Port Facilities No measures shall be applied to the following services which deny reasonable and non-discriminatory access to international maritime suppliers:</p> <ol style="list-style-type: none"> <li>1. Pilotage</li> <li>2. Towing, Tug assistance &amp; pushing,</li> <li>3. Provisioning, fuelling &amp; watering,</li> <li>4. Garbage collecting &amp; ballast waste disposal</li> <li>5. Port Captain services,</li> <li>6. Navigation aids,</li> <li>7. Shore based operational services essential to ship operations, including communications, water and electrical supplies,</li> <li>8. Emergency repair</li> </ol>

	<p>(c) Passenger: None</p> <p>2) None</p> <p>3) (a) None but condition that for operating a ship under the Indian flag, a registered company, or a cooperative society under any Central Act or State Act having its principal place of business in India, must be established.</p> <p>(b) Other forms of commercial presence for the supply of International Maritime Transport Services (as per definitions): Unbound</p> <p>4) (a) Ships crews: Unbound</p> <p>(b) key shore personnel: Unbound</p>	<p>(c) Passenger: None</p> <p>2) None</p> <p>3) (a) None but condition that for operating a ship under the Indian flag, a registered company, or a cooperative society under any Central Act or State Act having its principal place of business in India, must be established.</p> <p>(b) Unbound</p> <p>4) (a) Ships crews: Unbound</p> <p>(b) key shore personnel: Unbound</p>	<p>facilities,</p> <p>9. Anchorage, berth and berthing services</p>
A. Maritime Auxiliary Services			
Maritime cargo handling services	<p>1) Unbound*</p> <p>2) None</p> <p>3) None except as indicated in Horizontal commitment/Head Note to this Schedule.</p> <p>4) Unbound except as in the horizontal section.</p>	<p>1) Unbound*</p> <p>2) None</p> <p>3) None except as indicated in Horizontal commitment/Head Note to this Schedule.</p> <p>4) Unbound except as in the horizontal section.</p>	
Storage and warehousing services in ports	<p>1) Unbound*</p> <p>2) None</p> <p>3) None except as indicated in Horizontal commitment/Head Note to this Schedule.</p> <p>4) Unbound except as in the horizontal section.</p>	<p>1) Unbound*</p> <p>2) None</p> <p>3) None except as indicated in Horizontal commitment/Head Note to this Schedule.</p> <p>4) Unbound except as in the horizontal section.</p>	

Customs clearance services	<ul style="list-style-type: none"> <li>1) Unbound*</li> <li>2) None</li> <li>3) Unbound</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	<ul style="list-style-type: none"> <li>1) Unbound*</li> <li>2) None</li> <li>3) Unbound</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	
Container station and depot services	<ul style="list-style-type: none"> <li>1) Unbound*</li> <li>2) None</li> <li>3) None except as indicated in Horizontal commitment/Head Note to this Schedule.</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	<ul style="list-style-type: none"> <li>1) Unbound*</li> <li>2) None</li> <li>3) None except as indicated in Horizontal commitment/Head Note to this Schedule.</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	
Maritime agency services	<ul style="list-style-type: none"> <li>1) Unbound</li> <li>2) None</li> <li>3) None except as indicated in Horizontal commitment/Head Note to this Schedule.</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	<ul style="list-style-type: none"> <li>1) Unbound</li> <li>2) None</li> <li>3) None except as indicated in Horizontal commitment/Head Note to this Schedule.</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	
Maritime freight forwarding services	<ul style="list-style-type: none"> <li>1) Unbound</li> <li>2) None</li> <li>3) None except as indicated in Horizontal commitment/Head Note to this Schedule.</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	<ul style="list-style-type: none"> <li>1) Unbound</li> <li>2) None</li> <li>3) None except as indicated in Horizontal commitment/Head Note to this Schedule.</li> <li>4) Unbound except as in the horizontal section.</li> </ul>	
International rental/charter of vessels with crew or on bareboat basis (excluding cabotage and offshore)	<ul style="list-style-type: none"> <li>1) Unbound</li> <li>2) None except obtaining permission from Director General (Shipping) for chartering a foreign flag vessel in the absence of</li> </ul>	<ul style="list-style-type: none"> <li>1) Unbound</li> <li>2) None except vessels rented by Indian nationals are considered as foreign vessels.</li> </ul>	

transport)	availability of a suitable Indian vessel. 3) Unbound 4) Unbound except as in the horizontal section.	3) Unbound 4) Unbound except as in the horizontal section.	
Maintenance and repairs of sea going vessels	1) Unbound 2) None 3) None except as indicated in Horizontal commitment/Head Note to this Schedule. 4) Unbound except as in the horizontal section.	1) Unbound 2) None 3) None except as indicated in Horizontal commitment/Head Note to this Schedule. 4) Unbound except as in the horizontal section.	
Ship broking service (748**)	1) Unbound 2) None 3) None except as indicated in the Head Note. 4) Unbound except as in the horizontal section.	1) Unbound 2) None 3) None except as indicated in the Horizontal commitment/Head Note to this Schedule. 4) Unbound except as in the horizontal section.	
C. Air Transport Service			
(d) Maintenance and repair of aircraft (8868**)	1) None 2) None 3) None 4) Unbound except as in the horizontal section.	1) None 2) None 3) None 4) Unbound except as in the horizontal section.	

Appendix  
Definitions Related to Section 11.A. - Maritime Transport Services

1. "International Transport (Freight and Passenger)", for the purpose of this schedule, is to mean transportation of international Maritime Freight and Passengers by sea going vessels from the port of loading in one country to the port of discharge in another country.
2. Cabotage: This Schedule does not include any commitments on "Cabotage" or "Maritime Transport Services" which are described as transportation of passengers or goods between any port located in India and any other port also located in India and traffic originating and terminating in the same port located in the country and further includes transportation of passengers or goods between a port located in India and installation and structures situated on the continental shelf of India.
3. Offshore Transport: for the purposes of the schedule only, "Offshore Transport" refers to shipping services involving the transportation of passengers or goods between a port located in India and any location installation or structure associated with or incidental to the exploration or exploitation of natural resources of the continental shelf of India, the sea-bed of the Indian coastal seas and the subsoil of the sea-bed, or situated on the continental shelf of India.
4. "Other forms of Commercial Presence for the supply of International Transport Services" means ability for International Maritime Transport Service suppliers to undertake local activities which are necessary for the supply to their customers of a partially or fully integrated transport service, within which maritime transport constitutes a substantial element.

These activities include, but are not limited to:

- a. marketing and sales of maritime transport and related services through direct contact with customers, from quotation to invoicing, these services being those operated or offered by the service supplier itself or by service suppliers with which the service seller has established standing business arrangements;
- b. acquisition on their own account or on behalf of their customers (and the resale to their customers) for any transport and related services, including anchorage, berth and berth services, and inward transport services by any mode, particularly road and rail, inland waterways, necessary for the supply of the integrated services;
- c. the preparation of transport documents, customs documents, or other documents related to the origin and character of goods transported;
- d. the provision of business information, including computerised information systems and electronic data interchange;
- e. setting up of business arrangements with any locally established shipping agency and the appointment of personnel recruited locally (or, in the case of foreign personnel, subject to horizontal commitments on movement of personnel);
- f. organising any aspect of the call of the vessel or taking control over cargoes;
- g. the provision of Ships Managers' Services.

NOTE: In order to enforce certain standards and conditions which need to be fulfilled by shipping service suppliers, particularly those providing ship personnel and crew and also those engaged in providing ships management services, and to ensure that the owner, operator, agent or manager has:

- the capability of implementing international standards as well as IMO stipulations and recommendations;
- the necessary financial structure so that he is responsible and accountable;
- the capability of implementing, the safety; and marine pollution controls;
- fulfilled requirements of quality management and his operations are transparent;

a system of registration/licensing of shipping service supplier is under consideration in India.

5. "Ship Managers" means persons entering India as the agents or representatives of a ship's owner or operator for the purposes of assessing requirements, negotiating and authorising expenditures necessary to the maintenance and operations of a vessel as well as the Handling of Cargo.

6. "Maritime Cargo Handling Services" means activities exercised by stevedore companies, including terminal operators, but not including the direct activities of dock workers, when this workforce is organised independently of the stevedoring or terminal operator companies. The activities covered, include the organisation and supervision of:

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

The organisation and supervision includes the arrangements for (1) engaging skilled workers (dockworkers), (2) using all necessary equipment for on board or shore use and appropriate storage space, whether by ownership, rental or otherwise, (3) the checking of parcels and markings, the weighing and measuring of cargo, and (4) the administrative duties and responsibilities related to the services.

7. "Maritime Freight Forwarding Services" means the activity of organising and monitoring shipments on behalf of shippers through providing such services as the arrangement of actual transport and related services, consolidation, aggregation, packing of cargo, preparation of documentation and provision of business information.

8. "Maritime Agency Services" means activities in representing, within a given geographic area, the business interests of one or more shipping lines or shipping companies for the following purposes:

- marketing and sales of maritime transport and related activities from quotation to invoicing (cargo booking and canvassing);
- issuance of bills of lading on behalf of the companies;
- acquisition and resale of other necessary related services (settlement of disbursements and claims) preparation of documentation, and provision of business information;
- acting on behalf of the companies in organising the call of the ship or taking control of cargoes;
- to make arrangement in order to get all necessary port services required by the foreign vessel during its stay in Indian Ports;
- to appoint a stevedoring company for cargo loading and unloading on behalf of its principal;
- to collect freight on behalf of the principal.

9. "Custom Clearance Services" (alternatively Customs House Agents/Brokers) means activities consisting of carrying out on behalf of another party customs formalities concerning import export or through transport for cargoes irrespective of whether this is the main or secondary activity of the services provider.

10. "Government Cargo" means cargo originating from other countries (import cargoes including crude oil), petroleum by products, coal, natural gas, raw materials for fertilisers, food-grains etc.) purchased by Indian Government Agencies/Departments or based on loan/credit agreements with other countries, as well as exports by Indian Government Agencies/Departments including Government aid.

11. "Container Station and Depot Services" means activities consisting of storing containers, whether in port areas or inland, with a view to their stuffing/stripping, repairs and making them available for shipments.

12. "Maintenance and Repairs of Vessels" means services such as repairs and management of vessels, mending, fixing or overhauling of a vessel, management of crew and marine insurance, provided on behalf of a maritime passenger or cargo transport business, or vessel leasing business.

13. "International rental of vessels with crew or on bareboat charter basis" means rental and/or leasing services of all types of sea-going vessels with crew or on bareboat basis (whereafter the ship will be manned by Indian nationals only during the period of rental/lease) for the purposes of international trade (like tankers, dry bulk cargo vessels, cargo and freight vessels etc.).

Part 3  
Schedule of Japan

Modes of supply: 1) Cross-border supply 2) Consumption abroad 3) Commercial presence 4) Presence of natural persons			
Sector or sub-sector	Limitations on market access	Limitations on national treatment	Additional commitments
I. HORIZONTAL COMMITMENTS			
ALL SECTORS INCLUDED IN THIS SCHEDULE	4) With respect to the measures pursuant to immigration laws and regulations:  Unbound except for measures concerning the entry and temporary stay of a natural person of India who falls in one of the categories referred to in Annex 7	3) Unbound for research and development subsidies  4) Unbound for research and development subsidies  Unbound except for measures concerning the categories of natural person referred to in the market access column	
II. SECTOR-SPECIFIC COMMITMENTS			
1. BUSINESS SERVICES			
A. Professional Services			
a) Legal services supplied by a lawyer qualified as "Bengoshi" under Japanese law (861)	1) None except that:  services must be supplied by a natural person or by a Legal Profession Corporation <sup>1</sup> ; and	1) None	

<sup>1</sup> A Legal Profession Corporation under Japanese law is composed of one or more partners who are lawyers qualified as "Bengoshi" under Japanese law and have the rights and obligations to execute activities of the Legal Profession Corporation.



	<p>commercial presence is required.</p> <p>2) None except that: services must be supplied by a natural person or by a Legal Profession Corporation; and commercial presence is required.</p> <p>3) None except that services must be supplied by a natural person or by a Legal Profession Corporation.</p> <p>4) None except that commercial presence is required.</p>	<p>2) None</p> <p>3) None</p> <p>4) None</p>	
<p>a) Legal advisory services on law of jurisdiction where the service supplier is a qualified lawyer (861**)</p> <p>(a) Legal advisory services on law do not include:</p> <p>(i) legal representational services for juridical procedures in courts and other government agencies as well as preparation of legal documents for such procedures;</p> <p>(ii) expression of legal opinions concerning laws other than laws of the jurisdiction where the service supplier is qualified as a lawyer (hereinafter</p>	<p>1) None except that: services must be supplied by a natural person; and commercial presence is required.</p> <p>2) None</p> <p>3) None except that services must be supplied by a natural person.</p> <p>4) None except that commercial presence is required.</p>	<p>1) None except that a service supplier is required to stay in Japan not less than 180 days in a year.</p> <p>2) None</p> <p>3) None</p> <p>4) None except that a service supplier is required to stay in Japan not less than 180 days in a year.</p>	<p>3) (a) Practice of international law is permitted, provided that the international law is or was in force in the jurisdiction.</p> <p>Practice of third country law is permitted, according to written advice on each issue from competent persons (e.g. lawyers qualified in the third</p>

<p>referred to in this sector as "the jurisdiction");</p> <p>(iii) legal representational services for the entrustment of the preparation of notarial deeds; and</p> <p>(iv) those activities concerning a legal case whose primary objective is the acquisition or loss or change of rights concerning real property in Japan or of industrial property rights, mining rights or other rights arising upon registration thereof with government agencies in Japan.</p> <p>(b) A service supplier shall be required to cooperate with Bengoshi or to ask for his/her advice in a legal case concerning family relations or inheritance, in which a Japanese national is involved as a party, or in a legal case whose objective is the acquisition or loss or change of rights concerning real property in Japan or of industrial property rights, mining rights or other rights arising upon registration thereof with government agencies in Japan, as long as the above objective is not the</p>			<p>country and engaging in legal business concerning the law of that country).</p> <p>Practice of Japanese law is not permitted.</p> <p>(b) Association with Bengoshi is permitted.</p> <p>Employment of Bengoshi is permitted.</p> <p>(c) Use of firm name is unrestricted, provided that it is followed with reference to "Gaikoku-Ho-Jimu-Bengoshi Jimusho".</p> <p>(d) Representation in international arbitration is permitted.</p>
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primary one.			
<p>Note to the Specific Commitment in the Sector of Legal Advisory Services on Law of Jurisdiction where the Service Supplier is a Qualified Lawyer</p> <p>The service supplier must be recognised as "Gaikoku-Ho-Jimu-Bengoshi" by the Minister of Justice and register with the Japan Federation of Bar Associations.</p> <p>The conditions for granting recognition by the Minister of Justice are as follows:</p> <p>(a) The service supplier is qualified as a lawyer in the jurisdiction.</p> <p>(b) The service supplier has been engaged as a lawyer for at least three years in the jurisdiction.</p> <p>(c) The service supplier is not subject to such conditions of disqualification in the jurisdiction which, if applied to "Bengoshi", would disqualify the "Bengoshi".</p> <p>(d) The service supplier possesses the intention to undertake the profession in good faith.</p> <p>(e) The service supplier possesses plans, residence and financial basis to perform his/her functions properly and steadily.</p> <p>(f) The service supplier possesses capability to compensate for damages caused to the client, if any.</p>			
<p>a) Legal services supplied by a judicial scrivener qualified as "Shiho-Shoshi" under Japanese law (861**)</p>	<p>1) None except that: services must be supplied by a natural person or by a Judicial Scrivener Corporation<sup>2</sup>; and commercial presence is required.</p> <p>2) None except that: Services must be supplied by a natural person or by a Judicial Scrivener Corporation; and commercial presence is required.</p> <p>3) None except that services must be supplied by a natural person or by a Judicial Scrivener Corporation.</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p>	

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

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

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

<sup>4</sup> A Certified Social Insurance and Labour Consultant Corporation under Japanese law is composed of two or more partners who are certified social insurance and labour consultants qualified as "Shakai-Hoken-Romushi" under Japanese law and have the rights and obligations to execute activities of the Certified Social Insurance and Labour Consultant Corporation.

	<p>services must be supplied by a natural person or by a Certified Social Insurance and Labour Consultant Corporation; and</p> <p>commercial presence is required.</p> <p>3) None except that services must be supplied by a natural person or by a Certified Social Insurance and Labour Consultant Corporation.</p> <p>4) None except that commercial presence is required.</p>	<p>3) None</p> <p>4) None</p>	
<p>a) Legal services supplied by a patent attorney qualified as "Benrishi" under Japanese law (86119, 8612, 8613, 8619)</p>	<p>1) None except that:</p> <p>services must be supplied by a natural person or by a Patent Business Corporation<sup>5</sup>; and</p> <p>commercial presence is required for a Patent Business Corporation.</p> <p>2) None except that:</p> <p>services must be supplied by a natural person or by a Patent Business Corporation; and</p> <p>commercial presence is required for a Patent Business Corporation.</p> <p>3) None except that services must be supplied by a natural person or by a Patent Business Corporation.</p> <p>4) None</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p>	
<p>a) Legal services supplied by a maritime procedure</p>	<p>1) None except that services must be supplied by a natural person.</p>	<p>1) None</p>	

<sup>5</sup> A Patent Business Corporation under Japanese law is composed of two or more partners who are patent attorneys qualified as "Benrishi" under Japanese law and have the rights and obligations to execute activities of the Patent Business Corporation.

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

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

<sup>7</sup> An Audit Corporation under Japanese law is composed of five or more partners who are accountants qualified as "Koninkaikeishi" under Japanese law and have the rights and obligations to execute activities of the Audit Corporation.

	<p>is restricted to a natural person or an Audit Corporation; and</p> <p>commercial presence is required for an Audit Corporation.</p> <p>2) None except that:</p> <p>provision of the services which must be supplied by an accountant qualified as "Koninkaikeishi" or an Audit Corporation under Japanese law is restricted to a natural person or an Audit Corporation; and</p> <p>commercial presence is required for an Audit Corporation.</p> <p>3) None except that provision of the services which must be supplied by an accountant qualified as "Koninkaikeishi" or an Audit Corporation under Japanese law is restricted to a natural person or an Audit Corporation.</p> <p>4) None</p>	<p>2) None</p> <p>3) None</p> <p>4) None</p>	
c) Taxation services (863)	<p>1) None except that as for certified public tax accountant services stipulated in Certified Public Tax Accountant Law (Law No. 237 of 1951):</p> <p>services must be supplied by a natural person or by a Certified Tax Accountant Corporation<sup>8</sup>; and</p> <p>commercial presence is required.</p> <p>2) None except that as for certified public tax accountant</p>	<p>1) None</p> <p>2) None</p>	

<sup>8</sup> A Certified Tax Accountant Corporation under Japanese law is composed of two or more partners who are tax accountants qualified as "Zeirishi" under Japanese law and have the rights and obligations to execute activities of the Certified Tax Accountant Corporation.

	<p>services stipulated in Certified Public Tax Accountant Law:</p> <p>services must be supplied by a natural person or by a Certified Tax Accountant Corporation; and commercial presence is required.</p> <p>3) None except that as for certified public tax accountant services stipulated in Certified Public Tax Accountant Law, services must be supplied by a natural person or by a Certified Tax Accountant Corporation.</p> <p>4) None except that as for certified public tax accountant services stipulated in Certified Public Tax Accountant Law, commercial presence is required.</p>	<p>3) None</p> <p>4) None</p>	
<p>d), e) Architectural services which must be supplied by a service supplier qualified as "Kenchikushi" under Japanese law, or by a service supplier using "Kenchikushi" (86712, 86713, 86714<sup>9</sup>) (86722, 86723, 86724<sup>9</sup>, 86725<sup>9</sup>, 86727<sup>9</sup>)</p>	<p>1) None except that commercial presence is required.</p> <p>2) None except that commercial presence is required.</p> <p>3) None</p> <p>4) None except that commercial presence is required.</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p>	

<sup>9</sup> Limited to services necessary for building construction excluding post-construction services.



d), e), g) Architectural services which may be supplied by a service supplier not qualified as "Kenchikushi" under Japanese law, or by a service supplier not using "Kenchikushi" (8671) (8672 <sup>10</sup> ) (86742 <sup>10</sup> )	1) None <sup>11</sup> 2) None <sup>11</sup> 3) None 4) None <sup>11</sup>	1) None 2) None 3) None 4) None	
e), f) Engineering services and integrated engineering services (8672 <sup>12</sup> ) (8673 <sup>12</sup> )	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
e), g) F e), F m) Civil engineering consulting services (86721 <sup>13</sup> , 86724 <sup>13</sup> , 86727 <sup>13</sup> , 86729 <sup>13</sup> ) (86741, 86742 <sup>13</sup> ) (86761 <sup>13</sup> ) (86751 <sup>13</sup> , 86752 <sup>13</sup> )	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
g) Urban planning and landscape architectural services (8674 <sup>12</sup> )	1) None 2) None	1) None 2) None	

<sup>10</sup> Limited to services necessary for building construction.

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

<sup>12</sup> Excluding architectural services and civil engineering consulting services.

<sup>13</sup> Limited to services necessary for civil engineering excluding engineering design services for buildings.

	3) None 4) None	3) None 4) None	
h) Medical and dental services (9312)	1) Unbound* 2) None 3) Unbound except that there is no limitation on the participation of foreign capital. 4) Unbound	1) Unbound* 2) None 3) Unbound except that there is no limitation on the participation of foreign capital. 4) Unbound	
i) Veterinary services (932)	1) Unbound* 2) None 3) None 4) None	1) Unbound* 2) None 3) None 4) None	
j) Services provided by midwives, nurses and para-medical personnel (93191**)	1) Unbound* 2) None 3) Unbound except that there is no limitation on the participation of foreign capital. 4) Unbound	1) Unbound* 2) None 3) Unbound except that there is no limitation on the participation of foreign capital. 4) Unbound	
j) Services provided by physiotherapists qualified as "Rigaku-ryohoushi", or by dietitians qualified as "Eiyoushi", under Japanese law (93191**)	1) Unbound* 2) None 3) Unbound except that there is no limitation on the participation of foreign capital. 4) Unbound	1) Unbound* 2) None 3) Unbound except that there is no limitation on the participation of foreign capital. 4) None	
B. Computer and Related Services (excluding computer reservation system services for air transport)	1) None 2) None 3) None	1) None 2) None 3) None	

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

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

<sup>14</sup> In the case that services are supplied through the use of ship flying the flag of Japan, the ship must be owned by:

- (a) a Japanese national; or
- (b) a juridical person established under Japanese law, with all representatives ("daihyosha") and not less than two-thirds of executives administering the affairs of the juridical person ("gyomu-wo-shikkousuru yakuin") having Japanese nationality.

<sup>15</sup> In the case that services are supplied through the use of aircraft registered as a Japanese aircraft, the aircraft must be owned by:

- (a) a Japanese national; or
- (b) a juridical person established under Japanese law, with all representatives ("daihyosha") and not less than two-thirds of executives ("yakuin") having Japanese nationality and with not less than two-thirds of voting share held by Japanese persons.

(83104)	3) None 4) Unbound	3) None 4) Unbound	
c) Rental and leasing services, without operators, relating to transport equipment other than vessels and aircraft (83101, 83102, 83105)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
d), e) Rental and leasing services, without operators, relating to machineries and equipment other than transport equipment, and personal and household goods (83106-83109) (832)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
F. Other Business Services			
a) Advertising services (871)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
b) Market research and public opinion polling services (864)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
c) Management consulting services (865)	1) None 2) None	1) None 2) None	

	<p>3) None</p> <p>4) None</p>	<p>3) None</p> <p>4) None</p>	
<p>d) Services related to management consulting (86601, 86609)</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p>	
<p>e) Technical testing and analysis services for manufactured goods, excluding services covered by the Measurement Law (Law No. 51 of 1992) (8676**)</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p>	
<p>e) Technical testing and analysis services covered by the Measurement Law as follows: (86763**)</p> <p>(a) periodic inspection of specified measuring instruments;</p> <p>(b) verification of specified measuring instruments;</p> <p>(c) measurement certification business, including specified measurement certification business;</p> <p>(d) inspection of specified measuring instruments used</p>	<p>1) None except that commercial presence is required.</p> <p>2) None except that commercial presence is required.</p> <p>3) None</p> <p>4) None except that commercial presence is required.</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p>	

<p>for the measurement certification;</p> <p>(e) accreditation for a person engaged in specified measurement certification business; and</p> <p>(f) calibration of the measuring instruments and other services.</p>			
<p>h) Services incidental to mining (883,5115)</p>	<p>1) None except that services requiring mining rights or mining lease rights must be supplied by a Japanese national or a juridical person established under Japanese law, in accordance with the Mining Law (Law No. 289 of 1950).</p> <p>2) None</p> <p>3) None except that services requiring mining rights or mining lease rights must be supplied by a Japanese national or a juridical person established under Japanese law, in accordance with the Mining Law.</p> <p>4) None except that services requiring mining rights or mining lease rights must be supplied by a Japanese national or a juridical person established under Japanese law, in accordance with the Mining Law.</p>	<p>1) None except that services requiring mining rights or mining lease rights must be supplied by a Japanese national or a juridical person established under Japanese law, in accordance with the Mining Law.</p> <p>2) None</p> <p>3) None except that:  services requiring mining rights or mining lease rights must be supplied by a Japanese national or a juridical person established under Japanese law, in accordance with the Mining Law; and  prior notification is required in accordance with the Foreign Exchange and Foreign Trade Law.</p> <p>4) None except that services requiring mining rights or mining lease rights must be supplied by a Japanese national or a juridical person established under Japanese law, in accordance with the Mining Law.</p>	
<p>k) Placement services of</p>	<p>1) None except that commercial</p>	<p>1) None</p>	

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

<sup>16</sup> The dispatched worker may not be supplied from outside Japan through intra-corporate transfer.



(c) Guarding; and  (d) Other work stipulated in a Cabinet Order after consulting the Labour Policy Council (such as medical-related work) (87203, 87209)			
l) Investigation services (87301)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
m) Related scientific and technical consulting services (excluding services related to petroleum, petroleum products, gas, mineral and surveying) (86751**, 86752**)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
m) Related scientific and technical consulting services related to petroleum, petroleum products, gas and mineral <sup>17</sup> (86751**, 86752**)	1) None 2) None 3) None 4) Unbound	1) None 2) None 3) None 4) Unbound	
m) Surveying services for the land in Japan (86753**, 86754**)	1) None except that commercial presence is required except for the surveying conducted without the use of Basic Survey <sup>18</sup> data or	1) None	

<sup>17</sup> Excluding services requiring mining rights or mining lease rights in accordance with the Mining Law.

<sup>18</sup> The term "Basic Survey" means a primary or fundamental survey, conducted by the Geographical Survey Institute of the Ministry of Land, Infrastructure, Transport and Tourism, for all surveys.

	<p>Public Survey<sup>19</sup> data, and the surveying which is for small areas or does not require high accuracy.</p> <p>2) None except that commercial presence is required except for the surveying conducted without the use of Basic Survey data or Public Survey data, and the surveying which is for small areas or does not require high accuracy.</p> <p>3) None</p> <p>4) None except that commercial presence is required except for the surveying conducted without the use of Basic Survey data or Public Survey data, and the surveying which is for small areas or does not require high accuracy.</p>	<p>2) None</p> <p>3) None</p> <p>4) None</p>	
m) Surveying services for the land outside Japan (86753**, 86754**)	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p>	
n) Maintenance and repair of equipment (excluding vessels, aircrafts and other transport equipment) (633, 8861-8866)	<p>1) Unbound*</p> <p>2) None</p> <p>3) None</p> <p>4) None</p>	<p>1) Unbound*</p> <p>2) None</p> <p>3) None</p> <p>4) None</p>	

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

o) Building-cleaning services (87401, 87402, 87403, 87409)	1) Unbound* 2) None 3) None 4) None	1) Unbound* 2) None 3) None 4) None	
p) Photographic services (875)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
q) Packaging services (876)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
r) Printing and publishing services (88442)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
s) Convention services (87909**)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
t) Credit reporting	1) None	1) None	

services (87901) <sup>20</sup>	2) None 3) None 4) None	2) None 3) None 4) None	
t) Collection agency services: (87902**) <sup>21</sup>  (a) which do not constitute the practice of law in respect of legal cases	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
(b) which constitute the practice of law in respect of legal cases <sup>22</sup>	1) None except that:  services must be supplied by a natural person <sup>23</sup> , by a Legal Profession Corporation or by a juridical person established under the Special Measures Law Concerning Credit Management and Collection Business; and  commercial presence is required.  2) None 3) None except that services must be supplied by a natural person, by a Legal Profession	1) None          2) None 3) None	

<sup>20</sup> These services are classified into No. 85910 of the Central Product Classification Version 1.1 (Statistical Papers Series M No. 77 Ver.1.1, Department of International Economic and Social Affairs, Statistical Office of the United Nations, New York, 2002) (hereinafter referred to in this Annex as "CPC Ver.1.1").

<sup>21</sup> These services are classified into No. 85920 of CPC Ver.1.1.

<sup>22</sup> Excluding taking over and recovery of credits except for those stipulated in the Special Measures Law Concerning Credit Management and Collection Business (Law No. 126 of 1998).

<sup>23</sup> In this sector, the term "natural person" means a lawyer qualified as "Bengoshi" under Japanese law.

	Corporation or by a juridical person established under the Special Measures Law Concerning Credit Management and Collection Business.		
	4) None except that commercial presence is required.	4) None	
t) Telephone answering services (87903) <sup>24</sup>	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
t) Telephone call centre services (87903**, 87909**) <sup>25</sup>	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
t) Duplicating services (87904) <sup>26</sup>	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
t) Translation and interpretation services (87905)	1) None 2) None 3) None	1) None 2) None 3) None	

<sup>24</sup> These services are classified into No. 85931 and No. 85939 of CPC Ver.1.1.

<sup>25</sup> These services are classified into No. 85931 of CPC Ver.1.1.

<sup>26</sup> These services are classified into No. 85940 of CPC Ver.1.1.

	4) None	4) None	
t) Mailing list compilation and mailing services (87906) <sup>27</sup>	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
t) Specialty design services (87907)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
t) Trade fair and exhibition organisation services (87909**) <sup>28</sup>	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
2. COMMUNICATION SERVICES			
A/B. Postal/Courier Services <sup>29</sup>			
Correspondence-delivery services supplied by Special Correspondence Delivery Business	1) None 2) None 3) None	1) None 2) None 3) None	

<sup>27</sup> These services are classified into No. 85950 of CPC Ver.1.1.

<sup>28</sup> These services are classified into No. 85970 of CPC Ver.1.1.

<sup>29</sup> Suppliers of postal/courier services are subject to permission/registration requirements for related modes of transport services. Japan's commitments in postal/courier services other than correspondence-delivery services including printed matter, parcels, goods or other items, are indicated in the sector of Transport Services. (Refer to 11. TRANSPORT SERVICES.)

<p>Special Correspondence Delivery Business is the business which provides correspondence-delivery services of one or a combination of the following mail items as stipulated in the Law Concerning Correspondence Delivery Provided by Private-Sector Operators (Law No. 99 of 2002):</p> <p>(a) mail items that have dimensions totaling more than 90 cm or weight over 4 kg;</p> <p>(b) mail items that are to be delivered within three hours of being mailed; and</p> <p>(c) mail items that bear a delivery charge that exceeds the amount specified by an ordinance of the Ministry of Internal Affairs and Communications and is not less than 1,000 yen.</p>	<p>4) None</p>	<p>4) None</p>	
<p>C. Telecommunications Services</p>			
<p>Basic telecommunications services:</p> <p>a) Voice telephone services; (7521)</p>	<p>1) None</p> <p>2) None</p> <p>3) None except that foreign capital participation, direct and/or</p>	<p>1) None</p> <p>2) None</p> <p>3) None except that board members and auditors in NTT and the</p>	

b) Packet-switched data transmission services; (7523**) c) Circuit-switched data transmission services; (7523**) d) Telex services; (7523**) f) Facsimile services; (7521**, 7529**) g) Private leased circuit services; and (7522**, 7523**) o) Other	indirect, in Nippon Telegraph and Telephone Corporation (NTT) <sup>30</sup> must be less than one-third. 4) None	Regional Companies are required to have Japanese nationality. 4) None	
Value-added services: h) Electronic mail services; (7523**) i) Voice mail services; (7523**) j) On-line information and data base retrieval services; (7523**) k) Electronic data interchange (EDI) services; (7523**) l) Enhanced/value added facsimile services including store and forward, store and retrieve; (7523**)	1) None 2) None 3) None except that foreign capital participation, direct and/or indirect, in NTT <sup>30</sup> must be less than one-third. 4) None	1) None 2) None 3) None except that board members and auditors in NTT and the Regional Companies are required to have Japanese nationality. 4) None	

<sup>30</sup> NTT must own all the shares issued by the Regional Companies.



m) Code and protocol conversion services;			
n) On-line information and/or data processing services (including transaction processing); and (843**)			
o) Other			
D. Audiovisual Services			
a) Motion picture and video tape production and distribution services (9611)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
b) Motion picture projection services (9612)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
c) Radio and television services (9613)	1) Unbound 2) None 3) Unbound 4) Unbound	1) Unbound 2) None 3) Unbound 4) Unbound	
d) Radio and television transmission services (7524)	1) Unbound 2) None 3) Unbound 4) Unbound	1) Unbound 2) None 3) Unbound 4) Unbound	

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

	<p>Law.</p> <p>4) None except that:</p> <p>services requiring mining rights or mining lease rights must be supplied by a Japanese national or a juridical person established under Japanese law, in accordance with the Mining Law; and</p> <p>commercial presence is required.</p>	<p>in accordance with the Mining Law; and</p> <p>prior notification is required in accordance with the Foreign Exchange and Foreign Trade Law.</p> <p>4) None except that services requiring mining rights or mining lease rights must be supplied by a Japanese national or a juridical person established under Japanese law, in accordance with the Mining Law.</p>	
4. DISTRIBUTION SERVICES			
<p>A. Commission Agents' Services (621, 61111, 61130, 61210)</p> <p>B. Wholesale Trade Services (622, 61111, 61130, 61210)</p> <p>C. Retailing Services (631, 632, 61112, 61130, 61210)</p> <p>D. Franchising Services (8929)</p> <p>(a) These services excluding those related to petroleum, petroleum products, rice, tobacco, alcoholic beverages, and those supplied at Public Wholesale</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p>	

Market <sup>31</sup>			
(b) These services related to petroleum and petroleum products	1) None 2) None 3) None 4) None	1) None 2) None 3) None except that prior notification is required in accordance with the Foreign Exchange and Foreign Trade Law. 4) None	
(c) These services related to alcoholic beverages	1) None 2) None 3) None except that the number of licences conferred to service suppliers may be limited. 4) None except that the number of licences conferred to service suppliers may be limited.	1) None 2) None 3) None 4) None	
(d) These services supplied at Public Wholesale Market	1) Unbound* 2) Unbound* 3) None except that:  the number of licences conferred to service suppliers may be limited; and  services must be supplied by a juridical person established under Japanese law, at the Central Public Wholesale Market, in accordance with the Public Wholesale Market Law (Law No. 35 of 1971).	1) Unbound* 2) Unbound* 3) None	

<sup>31</sup> Public Wholesale Market is a market established under national or local government approval for commission agents' services and wholesale trade services of fresh foods including vegetables, fruits, marine products, meats and other daily foods, and flowers, with auction or bidding hall, parking lot and other facilities necessary for trade and disposal of aforementioned goods, which is operated on a permanent basis.

	<p>4) None except that:</p> <p>the number of licences conferred to service suppliers may be limited; and</p> <p>services must be supplied by a juridical person established under Japanese law, at the Central Public Wholesale Market, in accordance with the Public Wholesale Market Law.</p>	4) None	
5. EDUCATIONAL SERVICES			
<p>A. Primary Education Services<sup>32,33</sup> Supplied as Formal Education (92110**, 9219)</p>	<p>1) Unbound</p> <p>2) Unbound</p> <p>3) None except that Formal Education Institutions must be established by school juridical persons<sup>34</sup>.</p> <p>4) Unbound</p>	<p>1) Unbound</p> <p>2) Unbound</p> <p>3) None</p> <p>4) Unbound</p>	
<p>B. Secondary Education Services<sup>32, 33</sup> Supplied as Formal Education (9221,9222,9223)</p>	<p>1) Unbound</p> <p>2) Unbound</p> <p>3) None except that Formal Education Institutions must be established by school juridical</p>	<p>1) Unbound</p> <p>2) Unbound</p> <p>3) None</p>	

<sup>32</sup> Primary, secondary and higher educational services supplied as formal education in Japan are supplied by Formal Education Institutions. "Formal Education Institutions" mean elementary schools, lower secondary schools, secondary schools, upper secondary schools, universities, junior colleges, colleges of technology, schools for the blind, schools for the deaf, schools for the handicapped and kindergartens established under Japanese law.

<sup>33</sup> Specific commitments on market access and national treatment through any mode of supply shall not be construed to apply to the recognition of credits, degrees and other certificates in Formal Education Institutions, specialised training colleges (Senshu-Gakko) and miscellaneous schools (Kakushu-Gakko) established under Japanese law.

<sup>34</sup> The term "school juridical person" means a non-profit juridical person established for the purposes of supplying educational services under Japanese law.

	persons. 4) Unbound	4) Unbound	
C. Higher Education Services <sup>32, 33, 35, 36</sup> (9231, 9239)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
D. Adult Education Services <sup>33, 35</sup> (924)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
E. Other Education Services <sup>33, 35</sup> (929)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
6. ENVIRONMENTAL SERVICES			
A. Sewage Services (9401)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
B. Refuse Disposal Services (9402)	1) None 2) None 3) None	1) None 2) None 3) None	

<sup>35</sup> Formal Education Institutions must be established by school juridical persons. Specialised training colleges and miscellaneous schools may be required to be established by school juridical persons.

<sup>36</sup> Specific commitments on market access and national treatment through any mode of supply shall not be construed as entailing Japanese national or local government subsidies or any other public funding (including preferential tax treatment and any other public benefits) granted to educational institutions other than Formal Education Institutions (universities, junior colleges and colleges of technology), specialised training colleges and miscellaneous schools established under Japanese law.

	4) None	4) None	
C. Sanitation and Similar Services (9403)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
D. Other			
Cleaning services of exhaust gases (9404)	1) None 2) None	1) None 2) None	
Noise abatement services (9405)	3) None 4) None	3) None 4) None	
Nature and landscape protection services (9406)			
Other environmental protection services (9409)			
7. FINANCIAL SERVICES			
<p>For the purposes of this Schedule, the Understanding on Commitments in Financial Services (hereinafter referred to in this Schedule as the "Understanding") which is included in Japan's Schedule of Specific Commitments of the GATS (WTO Document GATS/SC/46/Suppl.3) is incorporated into and forms a part of this Schedule.</p> <p>Japan undertakes its specific commitments with respect to Financial Services in accordance with Chapter 6, Annex 4 and the Understanding.</p> <p>For prudential reasons within the context of paragraph 1 of Section 2 of Annex 4, Japan shall not be prevented from taking measures such as non-discriminatory limitations on juridical forms of a commercial presence. For the same reasons, Japan shall not be prevented from applying non-discriminatory limitations concerning admission to the market of new financial services which shall be consistent with regulatory framework aimed at achieving such prudential objectives. In this context, securities firms are allowed to deal in securities defined in the relevant Japanese law, and banks are not allowed to deal in those securities unless allowed in accordance with the said law.</p>			

With respect to specific commitments in the sectors of Financial Services, services supplied in India to the service consumer in Japan without any active marketing from the service supplier are considered as services supplied under subparagraph (m) (ii) of Article 58.

<p>A. Insurance and Insurance-Related Services</p>	<p>Specific commitments in the market access column with respect to the supply of a service under subparagraphs (m)(i) and (ii) of Article 58 are unbound except for obligations under paragraphs B3 and 4 of the Understanding respectively which are incurred in this sector additionally to those covered by the provisions of Articles 59 through 61 and Annex 4, subject to conditions and qualifications set out below.</p> <p>1) None except that:</p> <p>commercial presence is in principle required for insurance contracts on the following items and any liability arising therefrom:</p> <p>(a) goods being transported within Japan; and</p> <p>(b) ships of Japanese registration which are not used for international maritime transport; and</p> <p>commercial presence is required for insurance intermediation services in Japan.</p> <p>2) None except that:</p> <p>commercial presence is in principle required for insurance contracts on the following items and any liability arising therefrom:</p> <p>(a) goods being transported within Japan; and</p> <p>(b) ships of Japanese registration which are not used for international</p>	<p>1) None</p> <p>2) None</p>	
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	<p>maritime transport; and</p> <p>commercial presence is required for insurance intermediation services in Japan.</p> <p>3) None<sup>37</sup></p> <p>4) Unbound</p>	<p>3) None</p> <p>4) Unbound</p>	
<p>B. Banking and Other Financial Services (excluding Insurance and Insurance-Related Services)</p>	<p>Specific commitments in the market access column with respect to the supply of a service under subparagraphs (m)(i) and (ii) of Article 58 are unbound except for obligations under paragraphs B3 and 4 of the Understanding respectively which are incurred in this sector additionally to those covered by the provisions of, Articles 59 through 61 and Annex 4, subject to conditions and qualifications set out below.</p> <p>1) None except that commercial presence is required for discretionary investment management services.</p> <p>2) None</p> <p>3) None</p> <p>4) Unbound</p>	<p>1) None</p> <p>2) None</p> <p>3) None except that the deposit insurance system does not cover deposits taken by branches of foreign banks.</p> <p>4) Unbound</p>	
<p>8. HEALTH RELATED AND SOCIAL SERVICES</p>			
<p>A. Hospital Services (9311)</p>	<p>1) Unbound*</p> <p>2) None</p> <p>3) Unbound except that there is no</p>	<p>1) Unbound*</p> <p>2) None</p> <p>3) Unbound except that there is no</p>	

<sup>37</sup> Insurance intermediation services may be supplied only for insurance contracts allowed to be supplied in Japan.

	limitation on the participation of foreign capital.	limitation on the participation of foreign capital.	
	4) Unbound	4) None	
9. TOURISM AND TRAVEL RELATED SERVICES			
A. Hotels and Restaurants Services (641-643)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
B. Travel Agencies and Tour Operators Services (7471)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
C. Tourist Guides Services (7472)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
10. RECREATIONAL, CULTURAL AND SPORTING SERVICES			
A. Entertainment Services (including theatre, live bands and circus services) (9619)	1) Unbound 2) None 3) None 4) None	1) Unbound 2) None 3) None 4) None	
B. News Agency Services (962)	1) None 2) None	1) None 2) None	

	3) None 4) None	3) None 4) None	
C. Libraries, Archives, Museum and Other Cultural Services			
Libraries and archives services (96311, 96312)	1) Unbound* 2) None 3) None 4) None	1) Unbound* 2) None 3) None 4) None	
D. Sporting and Other Recreational Services			
Sporting services (9641)  Recreation parks and beach services (96491)	1) Unbound* 2) None 3) None 4) None	1) Unbound* 2) None 3) None 4) None	
11. TRANSPORT SERVICES			
A. Maritime Transport Services			
a), b) International maritime transport services (including services of passenger transportation and freight transportation) (7211, 7212)	1) (a) Liner Shipping: None <sup>38</sup> (b) Bulk, tramp, and other international shipping, including passenger transportation: None <sup>38</sup> 2) None	1) (a) Liner Shipping: None <sup>38</sup> (b) Bulk, tramp, and other international shipping, including passenger transportation: None <sup>38</sup> 2) None	The following services will be made available to international maritime transport suppliers on reasonable and non-discriminatory terms and conditions:  (a) Pilotage

<sup>38</sup> Restriction or prohibition of a) entry into ports located in Japan and b) loading or unloading of cargoes in ports located in Japan for a designated period may be imposed as a countermeasure on operators of vessels who belong to a country in which interests of Japanese operators continue to be substantially damaged, in spite of prior notification of taking such measure, under unfavourable treatment imposed on them by that country or by local authorities or similar entities of that country.

	<p>3) (a) Establishment of a registered company for the purposes of operating a fleet flying the flag of Japan: Unbound</p> <p>(b) Other forms of commercial presence for the supply of international maritime transport services (as defined in paragraph 1 of Note below): None</p> <p>4) (a) Ships' crew: Unbound</p> <p>(b) Key personnel employed in relation to a commercial presence as defined under 3) (b): Unbound</p>	<p>3) (a) Establishment of a registered company for the purposes of operating a fleet flying the flag of Japan: Unbound</p> <p>(b) Other forms of commercial presence for the supply of international maritime transport services (as defined in paragraph 1 of Note below): None</p> <p>4) (a) Ships' crew: Unbound</p> <p>(b) Key personnel employed in relation to a commercial presence as defined under 3) (b): Unbound</p>	<p>services;</p> <p>(b) Pushing and towing services;</p> <p>(c) Provisioning, fueling and watering services;</p> <p>(d) Garbage collecting and refuse disposal services;</p> <p>(e) Port captain's services;</p> <p>(f) Navigation aids services;</p> <p>(g) Shore based operational services essential to ship operations, including communications, water and electrical supplies;</p> <p>(h) Emergency repair services; and</p> <p>(i) Anchorage, berths and berthing services.</p>
<p>c) Rental of vessels with crew (excluding vessels flying the flag of Japan) (7213)</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p>	<p>1) None</p> <p>2) None</p> <p>3) None</p> <p>4) None</p>	

A. Maritime Auxiliary Transport Services			
d) Maintenance and repair of vessels (8868**)	1) Unbound* 2) None 3) Unbound 4) Unbound	1) Unbound* 2) None 3) None 4) Unbound	
e) Pushing and towing services (7214)	1) Unbound* 2) None 3) None 4) Unbound	1) Unbound* 2) None 3) None 4) Unbound	
f) Salvaging and refloating services, watering services, fueling services, garbage collecting services (7454**, 7459**)	1) None 2) None 3) None 4) Unbound	1) None 2) None 3) None 4) Unbound	
Maritime cargo handling services (as defined in paragraph 2 of Note below)	1) Unbound* 2) None 3) None 4) Unbound	1) Unbound* 2) None 3) None 4) Unbound	
Container station and depot services (as defined in paragraph 3 of Note below)	1) Unbound* 2) None 3) None 4) Unbound	1) Unbound* 2) None 3) None 4) Unbound	
Maritime agency services (as defined in paragraph 4 of Note)	1) None 2) None	1) None 2) None	

below)	3) None 4) Unbound	3) None 4) Unbound	
Maritime freight forwarding services (as defined in paragraph 5 of Note below)	1) None except that: commercial presence is required; and an operation permit or governmental registration will be granted on reciprocal basis. 2) None 3) None except that an operation permit or governmental registration will be granted on reciprocal basis. 4) Unbound	1) None except that an operation permit or governmental registration will be granted on reciprocal basis. 2) None 3) None except that an operation permit or governmental registration will be granted on reciprocal basis. 4) Unbound	
<p style="text-align: center;">Note to the Specific Commitments in the Sectors of Maritime Transport Services and Maritime Auxiliary Transport Services</p> <p>Notwithstanding the fact that road, rail, inland waterways and related auxiliary services are not fully covered in this Schedule of Specific Commitments, a multimodal transport operator<sup>(Note 1)</sup> shall have the ability to rent or lease trucks, railway carriages or barges, and related equipment, for the purposes 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<sup>(Note 2)</sup> for the purposes of carrying out multimodal transport operations.</p> <p>(Note 1) The term "multimodal transport operator" means a 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.</p> <p>(Note 2) The term "reasonable and non-discriminatory terms and conditions" means, for the purposes of multimodal transport operations, terms and conditions where the multimodal transport operator is able to arrange for the conveyance of its merchandise on a timely basis, including priority over other merchandise which has entered the port at a later date.</p> <p>Definitions</p> <p>1. The term "other forms of commercial presence for the supply of international maritime transport services" means commercial presence where international maritime transport service suppliers of India are able to undertake in Japan all activities which are necessary for the supply to their customers of a partially or fully integrated transport service, within which the maritime transport constitutes a substantial element. (This commitment shall however not be construed as limiting in any manner the specific commitments undertaken under subparagraph (m) (i) of Article 58).)</p> <p>These activities include, but are not limited to:</p> <p>(a) marketing and sales of maritime transport and related services through direct contact with customers, from quotation to</p>			

invoicing, these services being those operated or offered by the service supplier itself or by service suppliers with which the service seller has established standing business arrangements;

- (b) the acquisition, on their own account or on behalf of their customers (and the resale to their customers) of any domestic transport and related services, including inward transport services by any mode, particularly inland waterways, road and rail, but excluding air, necessary for the supply of the integrated service;
- (c) the preparation of documentation concerning transport documents, customs documents, or other documents related to the origin and character of the goods transported;
- (d) the provision of business information by any means, including computerised information systems and electronic data interchange (subject to the provisions of the Annex on Telecommunications to the GATS);
- (e) the setting up of any business arrangements (including participation in the stock of a company) and the appointment of personnel recruited locally (or, in the case of foreign personnel, subject to the commitments provided for in Chapter 7) with any locally established shipping agency; and
- (f) acting on behalf of the companies, organising the call of the ship or taking over cargoes when required.

2. The term "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. Maritime cargo handling services include the organisation and supervision of:

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

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

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

- (a) marketing and sales of maritime transport and related services, from quotation to invoicing, and issuance of bills of lading on behalf of the companies, acquisition and resale of the necessary related services, preparation of documentation, and provision of business information; and
- (b) acting on behalf of the companies organising the call of the ship or taking over cargoes when required.

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

#### B. Internal Waterways Transport

d) Maintenance and repair

1) Unbound\*

1) Unbound\*

of vessels (8868**)	2) None 3) Unbound 4) Unbound	2) None 3) None 4) Unbound	
e) Pushing and towing services (7224)	1) Unbound* 2) None 3) None 4) Unbound	1) Unbound* 2) None 3) None 4) Unbound	
f) Salvaging and refloating services, watering services, fueling services and garbage collecting services (7454**, 7459**)	1) None 2) None 3) None 4) Unbound	1) None 2) None 3) None 4) Unbound	
C. Air Transport Services			
d) Aircraft repair and maintenance services defined in subparagraph (a) of Article 58	1) Unbound* 2) None 3) None except that the number of licences conferred to service suppliers may be limited. 4) None	1) Unbound* 2) None 3) None 4) None	
e) Selling and marketing of air transport services defined in subparagraph (h) of Article 58	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
e) Computer reservation system services defined	1) None	1) None	



in subparagraph (c) of Article 58	2) None 3) None 4) None	2) None 3) None 4) None	
E. Rail Transport Services			
d) Maintenance and repair services of rail transport equipment (8868**)	1) Unbound* 2) None 3) None 4) None	1) Unbound* 2) None 3) None 4) None	
d) Rental of rail transport equipment with operator	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
F. Road Transport Services			
b) Freight transportation services (7123)	1) Unbound* 2) None 3) None except that limitations on the number of service suppliers, on the number of service operations or on the quantity of service output may be applied, on a temporary and non-discriminatory basis. 4) None except that:  limitations on the number of service suppliers, on the number of service operations or on the quantity of service output may be applied, on a temporary and non-discriminatory basis; and	1) Unbound* 2) None 3) None 4) None	

	commercial presence is required.		
c) Rental of commercial vehicles with operator (7124)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
d) Maintenance and repair services of road transport equipment (6112, 8867)	1) Unbound* 2) None 3) None 4) None except that commercial presence is required.	1) Unbound* 2) None 3) None 4) None	
G. Pipeline Transport			
b) Transport services of goods other than fuels (7139)	1) None 2) None 3) None 4) None	1) None 2) None 3) None 4) None	
H. Services Auxiliary to All Modes of Transport			
b) Storage and warehouse services (excluding services relating to petroleum and petroleum products) (742)	1) Unbound* 2) None 3) None 4) Unbound	1) Unbound* 2) None 3) None 4) Unbound	
d) Customs clearance agent services related to Japanese Customs	1) Unbound* 2) Unbound* 3) None	1) Unbound* 2) Unbound* 3) None	

	4) None except that commercial presence is required.	4) None	
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