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ANNEX 15-A: SCHEDULE OF JAPAN

SECTION A

Central Government Entities

Thresholds:

100,000 SDRs	<i>Goods</i>
4,500,000 SDRs	<i>Construction services</i>
450,000 SDRs	<i>Architectural, engineering and other technical services covered by Chapter 15 (Government Procurement)</i>
100,000 SDRs	<i>Other services</i>

List of Entities:

All entities covered by the Accounts Law (Law No. 35 of 1947) as follows:

- House of Representatives
- House of Councillors
- Supreme Court
- Board of Audit
- Cabinet
- National Personnel Authority
- Cabinet Office
- Reconstruction Agency
- Imperial Household Agency
- Japan Fair Trade Commission
- National Public Safety Commission (National Police Agency)
- Personal Information Protection Commission
- Financial Services Agency
- Consumer Affairs Agency
- Ministry of Internal Affairs and Communications
- Ministry of Justice
- Ministry of Foreign Affairs
- Ministry of Finance
- Ministry of Education, Culture, Sports, Science and Technology
- Ministry of Health, Labour and Welfare
- Ministry of Agriculture, Forestry and Fisheries
- Ministry of Economy, Trade and Industry
- Ministry of Land, Infrastructure, Transport and Tourism
- Ministry of the Environment
- Ministry of Defense

Notes to Section A

Entities covered by the Accounts Law include all their internal subdivisions, independent organs, attached organizations and other organizations and local branch offices provided for in the National Government Organization Law (Law No. 120 of 1948) and the Law establishing the Cabinet Office (Law No. 89 of 1999).

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SECTION B

Sub-Central Government Entities

Thresholds:

200,000 SDRs	<i>Goods</i>
15,000,000 SDRs	<i>Construction services</i>
1,500,000 SDRs	<i>Architectural, engineering and other technical services covered by Chapter 15 (Government Procurement)</i>
200,000 SDRs	<i>Other services</i>

List of Entities:

All prefectural governments entitled "To", "Do", "Fu" and "Ken", and all designated cities entitled "Shitei-toshi", covered by the Local Autonomy Law (Law No. 67 of 1947) as follows:

- Hokkaido
- Aomori-ken
- Iwate-ken
- Miyagi-ken
- Akita-ken
- Yamagata-ken
- Fukushima-ken
- Ibaraki-ken
- Tochigi-ken
- Gunma-ken
- Saitama-ken
- Chiba-ken
- Tokyo-to
- Kanagawa-ken
- Niigata-ken
- Toyama-ken
- Ishikawa-ken
- Fukui-ken
- Yamanashi-ken
- Nagano-ken
- Gifu-ken
- Shizuoka-ken
- Aichi-ken
- Mie-ken
- Shiga-ken
- Kyoto-fu
- Osaka-fu
- Hyogo-ken
- Nara-ken
- Wakayama-ken
- Tottori-ken
- Shimane-ken
- Okayama-ken
- Hiroshima-ken

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- Yamaguchi-ken
- Tokushima-ken
- Kagawa-ken
- Ehime-ken
- Kochi-ken
- Fukuoka-ken
- Saga-ken
- Nagasaki-ken
- Kumamoto-ken
- Oita-ken
- Miyazaki-ken
- Kagoshima-ken
- Okinawa-ken
- Osaka-shi
- Nagoya-shi
- Kyoto-shi
- Yokohama-shi
- Kobe-shi
- Kitakyushu-shi
- Sapporo-shi
- Kawasaki-shi
- Fukuoka-shi
- Hiroshima-shi
- Sendai-shi
- Chiba-shi
- Saitama-shi
- Shizuoka-shi
- Sakai-shi
- Niigata-shi
- Hamamatsu-shi
- Okayama-shi
- Sagamihara-shi
- Kumamoto-shi

Notes to Section B

1. For Malaysia, Mexico, New Zealand, United States and Vietnam, Chapter 15 (Government Procurement) does not apply to procurement by entities listed in Section B.
2. "To", "Do", "Fu", "Ken" and "Shitei-toshi" covered by the Local Autonomy Law include all internal subdivisions, attached organizations and branch offices of all their governors or mayors, committees and other organizations provided for in the Local Autonomy Law.
3. Chapter 15 (Government Procurement) does not cover contracts which the entities award for purposes of their daily profit-making activities which are exposed to competitive forces in markets. This note shall not be used in a manner which circumvents the provisions of Chapter 15 (Government Procurement).
4. Procurement related to operational safety of transportation is not covered.
5. Procurement related to the production, transport or distribution of electricity is not covered.

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SECTION C

Other Entities

Thresholds:

130,000 SDRs	<i>Goods</i>
4,500,000 SDRs	<i>Construction services for Japan Post Holdings Company Limited, Japan Post Company Limited, Japan Post Bank Company Limited, Japan Post Insurance Company Limited, and Management Organization for Postal Savings and Postal Life Insurance in Group A</i>
15,000,000 SDRs	<i>Construction services for all other entities in Group A</i>
4,500,000 SDRs	<i>Construction services for entities in Group B</i>
450,000 SDRs	<i>Architectural, engineering and other technical services covered by Chapter 15 (Government Procurement)</i>
130,000 SDRs	<i>Other service</i>

List of Entities:

1. Group A

- Agriculture and Livestock Industries Corporation
- Central Nippon Expressway Company Limited
- Development Bank of Japan Inc.
- East Nippon Expressway Company Limited
- Environmental Restoration and Conservation Agency
- Farmers' Pension Fund
- Fund for the Promotion and Development of the Amami Islands
- Government Pension Investment Fund
- Hanshin Expressway Company Limited
- Health Insurance Claims Review & Reimbursement Services
- Honshu-Shikoku Bridge Expressway Company Limited
- Japan Alcohol Corporation
- Japan Arts Council
- Japan Atomic Energy Agency (c)
- Japan Bank for International Cooperation
- Japan Environmental Storage & Safety Corporation
- Japan Expressway Holding and Debt Repayment Agency
- Japan External Trade Organization
- Japan Finance Corporation
- Japan Finance Organization for Municipalities
- Japan Foundation, The
- Japan Housing Finance Agency
- Japan Institute for Labour Policy and Training, The
- Japan International Cooperation Agency
- Japan Labour Health and Welfare Organization
- Japan National Tourism Organization
- Japan Oil, Gas and Metals National Corporation (d)
- Japan Organization for Employment of the Elderly, Persons with Disabilities and Job Seekers
- Japan Post Bank Company Limited
- Japan Post Company Limited
- Japan Post Holdings Company Limited
-
- Japan Post Insurance Company Limited

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- Japan Racing Association
- Japan Railway Construction, Transport and Technology Agency (a) (e)
- Japan Science and Technology Agency
- Japan Society for the Promotion of Science
- Japan Sport Council
- Japan Student Services Organization
- Japan Water Agency
- JKA
- Management Organization for Postal Savings and Postal Life Insurance
- Metropolitan Expressway Company Limited
- Mutual Aid Association for Agricultural, Forestry and Fishery Organization Personnel
- Narita International Airport Corporation
- National Association of Racing, The
- National Center for Persons with Severe Intellectual Disabilities, Nozominosono
- National Consumer Affairs Center of Japan
- New Energy and Industrial Technology Development Organization
- Northern Territories Issue Association
- Okinawa Development Finance Corporation
- Open University of Japan Foundation, The
- Organization for Small & Medium Enterprises and Regional Innovation, JAPAN
- Organization for Workers' Retirement Allowance Mutual Aid
- Promotion and Mutual Aid Corporation for Private Schools of Japan, The
- RIKEN (c)
- Tokyo Metro Co., Ltd. (b)
- Urban Renaissance Agency
- Welfare and Medical Service Agency
- West Nippon Expressway Company Limited

2. Group B

- Building Research Institute
- Center for National University Finance and Management
- Civil Aviation College
- Electronic Navigation Research Institute
- Fisheries Research Agency
- Food and Agricultural Materials Inspection Center
- Forestry and Forest Products Research Institute
- Inter-University Research Institute Corporation
- Japan Health Insurance Association
- Japan International Research Center for Agricultural Sciences
- Japan Mint
- Japan Pension Service
- Labor Management Organization for USFJ Employees
- Marine Technical Education Agency
- National Agency of Vehicle Inspection
- National Agriculture and Food Research Organization
- National Archives of Japan
- National Cancer Center
- National Center for Child Health and Development
- National Center for Geriatrics and Gerontology
- National Center for Global Health and Medicine
- National Center for Industrial Property Information and Training
- National Center for Seeds and Seedlings
- National Center for Teachers' Development

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- National Center for University Entrance Examinations
- National Center of Neurology and Psychiatry
- National Cerebral and Cardiovascular Center
- National Fisheries University
- National Hospital Organization
- National Institute for Agro-Environmental Sciences
- National Institute for Environmental Studies
- National Institute for Materials Science
- National Institute for Sea Training
- National Institute of Advanced Industrial Science and Technology
- National Institute of Agrobiological Sciences
- National Institute of Information and Communications Technology
- National Institute of Occupational Safety and Health
- National Institute of Radiological Sciences
- National Institute of Special Needs Education
- National Institute of Technology
- National Institute of Technology and Evaluation
- National Institutes for Cultural Heritage
- National Institutes of Biomedical Innovation, Health and Nutrition (f)
- National Institution for Academic Degrees and University Evaluation
- National Institution for Youth Education
- National Livestock Breeding Center
- National Maritime Research Institute
- National Museum of Art
- National Museum of Nature and Science
- National Printing Bureau
- National Research Institute for Earth Science and Disaster Prevention
- National Research Institute of Brewing
- National Statistics Center
- National Traffic Safety and Environment Laboratory
- National University Corporation
- National Women's Education Center
- Nippon Export and Investment Insurance
- Port and Airport Research Institute
- Public Works Research Institute
- Research Institute of Economy, Trade and Industry

Notes to Section C

1. Chapter 15 (Government Procurement) does not cover contracts which the entities in Group A award for purposes of their daily profit-making activities which are exposed to competitive forces in markets. This note shall not be used in a manner which circumvents the provisions of Chapter 15 (Government Procurement).
2. Notes to specific entities:
 - (a) With respect to the railway construction-related activities by Japan Railway Construction, Transport and Technology Agency, procurement related to operational safety of transportation is not covered.
 - (b) With respect to Tokyo Metro Co.,Ltd., procurement related to operational safety of transportation is not covered.
 - (c) With respect to Japan Atomic Energy Agency and RIKEN, procurement which

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could lead to the disclosure of information incompatible with the purpose of the Treaty on the Non-Proliferation of Nuclear Weapons or with international agreements on intellectual property rights and procurement for safety-related activities aiming at utilization and management of radioactive materials and responding to emergencies of nuclear installation are not covered.

- (d) With respect to Japan Oil, Gas and Metals National Corporation, procurement related to geological and geophysical survey is not covered.
- (e) With respect to the shipbuilding activities by Japan Railway Construction, Transport and Technology Agency, procurement of ships to be jointly owned with private companies is not covered.
- (f) With respect to National Institutes of Biomedical Innovation, Health and Nutrition, procurement other than that conducted for the National Institute of Health and Nutrition is not covered.

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SECTION D

Goods

1. Chapter 15 (Government Procurement) covers procurement of all goods by the entities listed in Sections A through C, unless otherwise specified in this Agreement.

2. Chapter 15 (Government Procurement) covers procurement by the Ministry of Defense of the following Federal Supply Classification (FSC) categories subject to the Japanese Government determinations under the provisions of Article 29.1.2 (Security Exceptions):

FSC Description

- 22 Railway Equipment
- 24 Tractors
- 32 Woodworking Machinery and Equipment
- 34 Metalworking Machinery
- 35 Service and Trade Equipment
- 36 Special Industry Machinery
- 37 Agricultural Machinery and Equipment
- 38 Construction, Mining, Excavating, and Highway Maintenance Equipment
- 39 Materials Handling Equipment
- 40 Rope, Cable, Chain, and Fittings
- 41 Refrigeration, Air Conditioning, and Air Circulating Equipment
- 43 Pumps and Compressors
- 45 Plumbing, Heating and Sanitation Equipment
- 46 Water Purification and Sewage Treatment Equipment
- 47 Pipe, Tubing, Hose, and Fittings
- 48 Valves
- 51 Hand Tools
- 52 Measuring Tools
- 55 Lumber, Millwork, Plywood and Veneer
- 61 Electric Wire, and Power and Distribution Equipment
- 62 Lighting Fixtures and Lamps
- 65 Medical, Dental, and Veterinary Equipment and Supplies
- 6630 Chemical Analysis Instruments
- 6635 Physical Properties Testing Equipment
- 6640 Laboratory Equipment and Supplies
- 6645 Time Measuring Instruments
- 6650 Optical Instruments
- 6655 Geophysical and Astronomical Instruments
- 6660 Meteorological Instruments and Apparatus
- 6670 Scales and Balances
- 6675 Drafting, Surveying, and Mapping Instruments
- 6680 Liquid and Gas Flow, Liquid Level, and Mechanical Motion Measuring Instruments
- 6685 Pressure, Temperature, and Humidity Measuring and Controlling Instruments
- 6695 Combination and Miscellaneous Instruments
- 67 Photographic Equipment
- 68 Chemicals and Chemical Products
- 71 Furniture
- 72 Household and Commercial Furnishings and Appliances
- 73 Food Preparation and Serving Equipment

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- 74 Office Machines and Visible Record Equipment
- 75 Office Supplies and Devices
- 76 Books, Maps, and Other Publications
- 77 Musical Instruments, Phonographs, and Home-type Radios
- 79 Cleaning Equipment and Supplies
- 80 Brushes, Paints, Sealers, and Adhesives
- 8110 Drums and Cans
- 8115 Boxes, Cartons, and Crates
- 8125 Bottles and Jars
- 8130 Reels and Spools
- 8135 Packaging and Packing Bulk Materials
- 85 Toiletries
- 87 Agricultural Supplies
- 93 Non-metallic Fabricated Materials
- 94 Non-metallic Crude Materials
- 99 Miscellaneous

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SECTION E

Services

Chapter 15 (Government Procurement) covers the following services, which are identified in accordance with the United Nations Provisional Central Product Classification (CPC) 1991, as well as document MTN.GNS/W/120 for Telecommunications services:

(Provisional Central
Product
Classification
(CPC), 1991)

- 51 Construction work
- 6112 Maintenance and repair services of motor vehicles (Note 1)
- 6122 Maintenance and repair services of motorcycles and snowmobiles (Note 1)
- 633 Repair services of personal and household goods
- 642 Food serving services (Note 5)
- 643 Beverage serving services (Note 5)
- 712 Other land transport services (except 71235 Mail transportation by land)
- 7213 Rental services of sea-going vessels with operator
- 7223 Rental services of non-sea-going vessels with operator
- 73 Air transport services (except 73210 Mail transportation by air)
- 748 Freight transport agency services
- 7512 Courier services (Note 2)
- Telecommunications services
 - MTN.GNS/W/120
 - Corresponding CPC
 - 2.C.h. - 7523 Electronic mail;
 - 2.C.i. - 7521 Voice mail;
 - 2.C.j. - 7523 On-line information and data base retrieval;
 - 2.C.k. - 7523 Electronic data interchange (EDI);
 - 2.C.l. - 7529 Enhanced facsimile services;
 - 2.C.m. - 7523 Code and protocol conversion; and
 - 2.C.n. - 7523 On-line information and/or data processing (including transaction processing)
- 83106
 - to 83108 Leasing or rental services concerning agricultural machinery and equipment without operator (Note 5)
- 83203 Leasing or rental services concerning furniture and other household Appliances (Note 5)
- 83204 Leasing or rental services concerning pleasure and leisure equipment (Note 5)

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- 83209 Leasing or rental services concerning other personal or household goods (Note 5)
- 84 Computer and related services
- 864 Market research and public opinion polling services
- 865 Management consulting services (Note 5)
- 866 Services related to management consulting (except 86602 Arbitration and conciliation services) (Note 5)
- 867 Architectural, engineering and other technical services (Note 3)
- 871 Advertising services
- 87304 Armoured car services
- 874 Building-cleaning services
- 876 Packaging services (Note 5)
- 8814 Services incidental to forestry and logging, including forest management
- 88442 Publishing and printing services (Note 4)
- 886 Repair services incidental to metal products, machinery and equipment
- 921 Primary education services
- 922 Secondary education services
- 923 Higher education services
- 924 Adult education services
- 94 Sewage and refuse disposal, sanitation and other environmental protection services
- 9611 Motion picture and video tape production and distribution services (except 96112 Motion picture or video tape production services)

Notes to Section E

1. Maintenance and repair services are not covered with respect to those motor vehicles, motorcycles and snowmobiles which are specifically modified and inspected to meet regulations of the entities.
2. Courier services are not covered with respect to letters.
3. Architectural, engineering and other technical services related to construction services, with the exception of the following services when procured independently, are covered:
 - Final design services of CPC 86712 Architectural design services;
 - CPC 86713 Contract administration services;
 - Design services consisting of one or a combination of final plans, specifications and cost estimates of either CPC 86722 Engineering design

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services for the construction of foundations and building structures, or CPC 86723 Engineering design services for mechanical and electrical installations for buildings, or CPC 86724 Engineering design services for the construction of civil engineering works; and

- CPC 86727 Other engineering services during the construction and installation phase.

4. Publishing and printing services are not covered with respect to materials containing confidential information.

5. With respect to the following services, Chapter 15 (Government Procurement) does not cover procurement by the entities listed in Sections B and C:

- CPC 642 Food serving services
- CPC 643 Beverage serving services
- CPC 83106 to 83108 Leasing or rental services concerning agricultural machinery and equipment without operator
- CPC 83203 Leasing or rental services concerning furniture and other household Appliances
- CPC 83204 Leasing or rental services concerning pleasure and leisure equipment
- CPC 83209 Leasing or rental services concerning other personal or household goods
- CPC 865 Management consulting services
- CPC 866 Services related to management consulting (except 86602 Arbitration and conciliation services)
- CPC 876 Packaging services

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SECTION F

Construction Services

List of Division 51, Provisional Central Product Classification (CPC), 1991:

All services listed in Division 51.

Note to Section F

Procurement with regard to a construction project within the scope of the Act on Promotion of Private Finance Initiative (Law No. 117 of 1999) as of 30 November 2011 is covered.

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SECTION G

General Notes

1. Chapter 15 (Government Procurement) does not cover contracts to be awarded to co-operatives or associations in accordance with laws and regulations existing at the time of the entry into force of this Agreement for Japan.
2. Except as provided for in the Note to Section F, procurement with regard to a project within the scope of the Act on Promotion of Private Finance Initiative (Law No. 117 of 1999) as of 10 December 2010 is covered.

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SECTION H

Threshold Adjustment Formula

1. The thresholds shall be adjusted in every even-numbered year with each adjustment taking effect on April 1, beginning on April 1 of even numbered year after the date when this agreement takes into effect .
2. Every two years, Japan shall calculate and publish the value of the thresholds under this Schedule expressed in Yen. These calculations shall be based on the conversion rates published by the International Monetary Fund in its monthly “International Financial Statistics”.
3. The conversion rates shall be the average of the daily values of the Yen in terms of the Special Drawing Rights (SDR) over the two year period preceding January 1 of the year in which the adjusted thresholds are to take effect.
4. Japan shall notify the other Parties of the current thresholds in its currency immediately after this Agreement enters into force, and the adjusted thresholds in its currency thereafter in a timely manner.
5. Japan shall consult if a major change in its national currency relative to the SDR or to the national currency of another Party were to create a significant problem with regard to the application of the Chapter.

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SECTION I

Procurement Information

1. Electronic or paper media which publishes the information described in Article 15.6.1 (Publication of Procurement Information) pursuant to Article 15.6.2 (Publication of Procurement Information).

(a) Section A:

Kanpō
and/or Hōreizensho

(b) Section B:

Kenpō
Shihō
or their equivalents,

or Kanpō
and/or Hōreizensho

(c) Section C:

Kanpō
and/or Hōreizensho,

or http://www.mofa.go.jp/mofaj/ecm/ep/page24_000444.html

2. Electronic or paper media which publishes the notices required by Article 15.7 (Notices of Intended Procurement), Article 15.9.3 (Qualification of Suppliers) and Article 15.16.3 (Post-Award Information) pursuant to Article 15.6.2 (Publication of Procurement Information).

(a) Section A:

Kanpō (Available on paper media and at <http://kanpou.npb.go.jp>).

(b) Section B:

Kenpō;
Shihō;
or their equivalents.

(c) Section C:

Kanpō;
or http://www.mofa.go.jp/mofaj/ecm/ep/page24_000444.html

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SECTION J

Transitional Measures in accordance with Article 15.5 (Transitional Measures)

None.