For the purposes of this Chapter, the term:

(a) "anti-competitive activities" means any conduct or transaction that may be subject to penalties or relief under the competition law of either Party; and

(b) "competition law" means:

(i) for Japan, the Law Concerning Prohibition of Private Monopoly and Maintenance of Fair Trade (Law No. 54, 1947) and its implementing regulations as well as any amendments thereto; and

(ii) for Viet Nam, the Competition Law (Law No. 27/2004/QH11) and its implementing regulations as well as any amendments thereto.

Article 101
Cooperation on Promoting Competition by Addressing Anti-competitive Activities

The Parties shall, in accordance with their respective laws and regulations, cooperate in the field of promoting competition by addressing anti-competitive activities subject to their respective available resources, with a view to contributing to the effective enforcement of the competition law of each Party and to avoiding or lessening the possibility of conflicts between the Governments of the Parties in all matters pertaining to the application of the competition law of each Party. Such cooperation may take the form of exchange of information, notification and coordination of enforcement activities, and consultation.

Article 102
Technical Cooperation

The Parties agree that it is in their common interest for the competition authorities of the Parties to work together in technical cooperation activities related to strengthening of competition policy and implementation of the competition law of each Party.

Article 103
Non-application of Paragraph 3 of Article 6 and Chapter 13

Paragraph 3 of Article 6 and Chapter 13 shall not apply to this Chapter.

Article 104
Miscellaneous

1. Detailed arrangements to implement this Chapter may be made between the competition authorities of the Parties.

2. Nothing in this Chapter shall prevent the Parties from seeking or providing assistance to one another pursuant to other bilateral or multilateral agreements or arrangements.

3. Nothing in this Chapter shall be construed to prejudice the policy or legal position of either Party regarding any issues related to jurisdiction.

4. Nothing in this Chapter shall be construed to affect the rights and obligations of either Party under other international agreements or arrangements or under its laws.

Chapter 11
Improvement of the Business Environment

Article 105
Basic Principles

Each Party shall, in accordance with its laws and regulations, take appropriate measures to further improve the business environment for the persons of the other Party conducting their business activities in the former Party.

Article 106
Government Procurement

Recognizing the importance of enhancing efficiency of its government procurement in improving the business environment in the Party, each Party, subject to its laws and regulations, policies, and practices on government procurement shall endeavor to:

(a) enhance transparency of the measures regarding government procurement; and

(b) implement in a fair and effective manner the measures regarding government procurement.

Article 107
Sub-Committee on Improvement of the Business Environment

1. For the purposes of the effective implementation and operation of this Chapter, the Sub-Committee on Improvement of the Business Environment (hereinafter referred to in this Chapter as "the Sub-Committee") shall be established pursuant to Article 11.

2. The functions of the Sub-Committee shall be:

(a) reviewing findings reported by a Liaison Office on Improvement of the Business Environment (hereinafter referred to in this Chapter as the "Liaison Office") to be designated by each Party under Article 109;