Note: A cooperative is a legal entity constituted under the relevant applicable laws in India.

(m) a juridical person is:

(i) "owned" by persons of a Party if more than 50 percent of the equity interest in it is beneficially owned by such persons;

(ii) "controlled" by persons of a Party if such persons have the power to name a majority of its directors or otherwise to legally direct its actions; and

(iii) "affiliated" with another person when it controls, or is controlled by, that other person; or when it and the other person are both controlled by the same person;

(n) the term "juridical person of the other Party" means a juridical person which is either:

(i) constituted or otherwise organised under the law of the other Party and engaged in substantive business operations in the Area of the other Party; or

(ii) in the case of the supply of a service through commercial presence, owned or controlled by:

(A) natural persons of the other Party; or

(B) juridical persons of the other Party identified under subparagraph (i);

(o) the term "natural person of the other Party" means a natural person who under the law of the other Party:

(i) in respect of India, is a citizen of India; and

(ii) in respect of Japan, is a national of Japan;

(p) the term "originating good" means a good which qualifies as an originating good under the provisions of Chapter 3;

(q) the term "Parties" means Japan and India and the term "Party" means either Japan or India;

(r) the term "person" means a natural person or an enterprise/juridical person;

(s) the term "service" includes any service in any sector except a service supplied in the exercise of governmental authority;

(t) the term "service supplier" means any person that supplies a service; and

Note: Where the service is not supplied directly by a juridical person but through other forms of commercial presence such as a branch or a representative office, the service supplier (i.e. the juridical person) shall, nonetheless, through such presence be accorded the treatment provided for service suppliers under Chapter 6. Such treatment shall be extended to the presence through which the service is supplied and need not be extended to any other parts of the supplier located outside the Area of a Party where the service is supplied.

(u) the term "WTO Agreement" means the Marrakesh Agreement Establishing the World Trade Organization, done at Marrakesh, April 15, 1994.

Article 4
Transparency

1. Each Party shall publish, or otherwise make publicly available, its laws, regulations, administrative procedures, and administrative rulings and judicial decisions of general application, with respect to any matter covered by this Agreement.