Annex 7
Referred to in Chapter 7

Specific Commitments for the Movement of Natural Persons

Part 1
Specific Commitments of India

India may require a natural person of Japan seeking entry and temporary stay under the terms and conditions set out in each Section of this Part to obtain an appropriate visa or its equivalent prior to entry.

Section 1
Business Visitors of Japan

1. This Section shall apply to natural persons of Japan specified in (a), (b) or (c) below who visit India temporarily for the purposes specified below and who will not receive remuneration from within India ("business visitors"):

(a) a service seller for negotiating and entering into agreements for supply of services;

(b) a service seller for preparatory work for establishing a commercial presence in India; or

(c) an investor or an employee of an investor (who is a manager, executive or specialist as defined under Section 2 of this Part) for establishing investments.

2. Access of business visitors to India under this Section is subject to the condition that the business visitors will not be engaged in making direct sales to the general public or in supplying services or making the investment (except establishing investments) themselves.

3. A visa under this Section shall be granted provided the business visitors:

(a) comply with immigration measures applicable to entry and temporary stay; and

(b) present proof of nationality.

4. Entry and temporary stay of business visitors shall be granted for a period not more than 180 days, which may be extended at the discretion of India and subject to its laws.

Section 2
Intra-Corporate Transferees of Japan

1. This Section shall apply to natural persons of Japan within the categories of employees listed below who are in the employment of a juridical person of Japan and being transferred temporarily to a branch, a representative office or a juridical person owned or controlled by the aforesaid juridical person in the context of provision of a service in India ("intra-corporate transferees").

(a) Managers
persons who direct a branch office or one or more departments as their head, or supervise or control the work of other supervisory, professional or managerial personnel and have the authority to appoint or remove the personnel and powers to exercise discretionary authority over day-to-day operations;

(b) Executives
persons who are in senior positions within a juridical person including a branch who primarily direct the management, have wide decision-making powers and either are members of the board of directors or receive directions from the board or the general body of shareholders; or

(c) Specialists
persons who possess high qualifications and knowledge at an advanced level relevant to the organisation's activities or of the organisation's research, equipment, techniques or management and may include persons who are members of accredited professional bodies.