2. If the detachment referred to in paragraph 1 of this Article continues beyond the first five years, the competent authorities or the competent institutions of the Contracting States may agree that the employee remains subject only to the legislation of the first Contracting State.

However, if the period of extension of that detachment does not exceed one year after the first five years, the competent authorities or the competent institutions of that first Contracting State may grant that that employee remains subject only to the legislation of that first Contracting State without prior consent by the competent authority or competent institution of the other Contracting State.

3. Where a person who is covered under the legislation of a Contracting State and who ordinarily works as a self-employed person in the territory of that Contracting State, works temporarily as a self-employed person only in the territory of the other Contracting State, that person shall be subject during the first five years only to the legislation of the first Contracting State as if that person were working in the territory of the first Contracting State, provided that the period of the self-employed activity in the territory of the other Contracting State is not expected to exceed five years.

4. If the self-employed activity in the territory of the other Contracting State referred to in paragraph 3 of this Article continues beyond the first five years, the competent authorities or the competent institutions of the Contracting States may agree that the self-employed person remains subject only to the legislation of the first Contracting State.

However, if the period of extension of that self-employed activity does not exceed one year after the first five years, the competent authorities or the competent institutions of that first Contracting State may grant that that self-employed person remains subject only to the legislation of that first Contracting State without prior consent by the competent authority or competent institution of the other Contracting State.

5. Paragraphs 1 and 3 of this Article shall not apply to a person who is employed in the territory of Japan by an employer with a place of business in that territory or who ordinarily works as a self-employed person in the territory of Japan, if that person is not covered under the legislation of Japan concerning the Japanese pension systems specified in (a)(i) to (v) of paragraph 1 of Article 2.

Article 8
Employees on Board a Sea-Going Vessel

Where a person works as an employee on board a sea-going vessel flying the flag of a Contracting State and would otherwise be subject to the legislation of the Contracting States, that person is subject only to the legislation of that Contracting State. In the application of this Article, a person who works as an employee on board a sea-going vessel flying the flag of Switzerland shall be deemed to be working in the territory of Switzerland.

Notwithstanding the foregoing, that person shall be subject only to the legislation of the other Contracting State if that person is employed by an employer with a place of business in the territory of the other Contracting State.

Article 9
Members of Diplomatic Missions,
Members of Consular Posts and Civil Servants

1. This Agreement shall not affect the provisions of the Vienna Convention on Diplomatic Relations of April 18, 1961, or the Vienna Convention on Consular Relations of April 24, 1963.

2. Subject to paragraph 1 of this Article, where any civil servant of a Contracting State or any person treated as such in the legislation of that Contracting State is sent to work in the territory of the other Contracting State, that person shall be subject only to the legislation of the first Contracting State as if that person were working in the territory of the first Contracting State.