(b) If the aggregate volume of imports of the originating goods classified under the tariff lines indicated with "PS*" or "PS**" in Column 4 of Section 2 (Schedule of Japan) exceeds the respective trigger levels (the levels referred to in subparagraphs 3(a)(i) and (ii)), the Party applying the special safeguard measure may increase the rate of the relevant customs duty in accordance with paragraph 2 of Article 2.18 (Trade in Goods - Special Safeguard Measures on Specific Agricultural Goods) on the first day of the second month after the month when the aggregate volume of imports exceeds the trigger level.

(c) The Party applying the special safeguard measure may count the volume of imports of the originating goods classified under the tariff lines indicated with "PS*" or "PS**" in Column 4 of Section 2 (Schedule of Japan) between when the volume of imports exceeds the trigger level and when the special safeguard measure is actually applied, or in the case of the trigger level being exceeded on or after 1 February but on or before 31 March the volume of goods exceeding the trigger level to 31 March of that year towards the aggregate volume of imports in April in the following year for calculating whether the trigger level is exceeded in that year.

(d) For the purposes of subparagraph (a), the originating goods which are en route on the basis of a contract settled before a special safeguard measure is applied may be exempted from the application of the special safeguard measure, provided that they may be counted towards the aggregate volume of imports in April in the following year for calculating whether the trigger level is exceeded in that year.

(e) With respect to the review to be conducted in accordance with paragraph 5 of Article 2.18 (Trade in Goods - Special Safeguard Measures on Specific Agricultural Goods), the Parties shall negotiate, in the tenth year from the date of entry into force of this Agreement, on the trigger level to be applied after the tenth year. In the absence of agreement between the Parties the trigger level for the tenth year shall continue to be applied until such an agreement is reached.

(f) For the purposes of Article 2.18 (Trade in Goods - Special Safeguard Measures on Specific Agricultural Goods), where the first year is less than twelve months, the aggregate volume of imports for the first year set out in subparagraph (a) shall be reduced to a part of the aggregate volume of imports that is proportional to the number of complete months remaining in the first year. For the purposes of this note, any fraction less than 1.0 shall be rounded to the nearest whole number (in the case of 0.5, the fraction is rounded to 1.0), provided that the unit specified in relevant Notes in this Section shall be applied.

(g) The tariff emergency measures on beef, stipulated in Article 7-5 of Temporary Tariff Measures Law of Japan shall not be applied to the originating goods classified under the tariff lines indicated with "PS*" or "PS**" in Column 4 of Section 2 (Schedule of Japan) in this Annex.

4. Paragraph 1 of Part 1 shall not be applied to the case of customs duties on originating goods classified in HS 0203.11, 0203.12, 0203.19, 0203.21, 0203.22, 0203.29, 0703.10, 1602.41, 1602.42, 1602.49, 7403.11, 7403.12, 7403.13, 7403.19, 7801.10, 7901.11 and 7901.12, derived from the difference between the value for customs duty and the value specified in note 2(35) in this Section or in Column 3 of Section 2 (Schedule of Japan).