9 Sector: Energy

Sub-Sector: Electricity Utility Industry

Gas Utility Industry

Nuclear Energy Industry

Industry Classification:

Type of Reservation: Market Access (Article 9.3)

National Treatment (Articles 9.4 and 14.3)

Most-Favoured-Nation Treatment (Articles 9.5 and 14.4)

Local Presence (Article 9.6)

Senior Management and Boards of Directors (Article 14.8)

Prohibition of Performance Requirements (Article 14.9)

Description: Trade in Services and Investment

Japan reserves the right to adopt or maintain any measure relating to investments or the supply of services in the energy industry listed in the "sub-sector" element.

Existing Measures: Foreign Exchange and Foreign Trade Law (Law No. 228 of 1949), Articles 27 and 30

Cabinet Order on Foreign Direct Investment (Cabinet Order No. 261 of 1980), Articles 3 and 5

Electricity Business Law (Law No. 170 of 1964), Articles 3 and 5

Gas Business Law (Law No. 51 of 1954), Articles 3 and 5

Specified Radioactive Waste Final Disposal Act (Law No. 117 of 2000), Chapter 5

10 Sector: Financial Services

Sub-Sector: Banking and other financial services (excluding Insurance)

Industry Classification:

Type of Reservation: Market Access (Article 9.3)

National Treatment (Article 9.4)

Local Presence (Article 9.6)

Description: Trade in Services

Japan reserves the right to adopt or maintain any measure with respect to trade in services as defined in subparagraph (n)(i) of Article 9.2 (Trade in Services - Definitions) for banking and other financial services, other than:

(a) securities-related transactions with financial institutions and other entities in Japan as prescribed by the relevant laws and regulations of Japan;

(b) sales of a beneficiary certificate of an investment trust and an investment security, through securities firms in Japan;

Note: Solicitation must be conducted by securities firms in Japan.

(c) the following services to a collective investment scheme; and

(i) investment advice; and

(ii) portfolio management services, excluding:

(A) trustee services; and