Schedule of Japan

Headnotes

1. This Schedule sets out, in accordance with Articles 8.12, 8.18 and 8.24, the reservations taken by Japan with respect to specific sectors, sub-sectors or activities for which it may maintain existing, or adopt new or more restrictive, measures that do not conform with obligations imposed by:[1]

   (a) Article 8.7 or 8.15;

   (b) Article 8.8 or 8.16;

   (c) Article 8.9 or 8.17;

   (d) Article 8.10; or

   (e) Article 8.11.

2. Each reservation sets out the following elements:

   (a) "Sector" refers to the general sector in which the reservation is taken;

   (b) "Sub-Sector" refers to the specific sector in which the reservation is taken;

   (c) "Industry Classification" refers, where applicable, and only for transparency purposes, to the activity covered by the reservation according to domestic or international industry classification codes;

   (d) "Obligations Concerned" specifies the obligations referred to in paragraph 1 for which the reservation is taken;

   (e) "Description" sets out the scope of the sectors, sub-sectors or activities covered by the reservation; and

   (f) "Existing Measures" identifies, for transparency purposes, existing measures that apply to the sectors, sub-sectors or activities covered by the reservation.

3. In the interpretation of a reservation, all elements of the reservation shall be considered. The "Description" element shall prevail over all the other elements.

4. With respect to financial services:

   (a) for prudential reasons within the context of Article 8.65, Japan shall not be prevented from taking measures such as non-discriminatory limitations on juridical forms of a commercial presence. For the same reasons, Japan shall not be prevented from applying non-discriminatory limitations concerning admission to the market of new financial services which shall be consistent with a regulatory framework aimed at achieving those prudential objectives. In this context, securities firms are allowed to deal in securities defined in the relevant laws of Japan, and banks are not allowed to deal in those securities unless allowed in accordance with those laws; and

   (b) services supplied in the territory of the United Kingdom to the service consumer in Japan without any active marketing from the service supplier are considered as services supplied under subparagraph (d)(ii) of Article 8.2.

5. With respect to maritime transport services, measures affecting cabotage in maritime transport services are not listed in this Schedule, as these are excluded from the scope of Section B of Chapter 8, pursuant to subparagraph 2(a) of Article 8.6 and Section C of Chapter 8, pursuant to subparagraph 2(a) of Article 8.14.

6. Laws and regulations of Japan with regard to spectrum availability affecting obligations under Articles 8.7 and 8.15 are not included in this Schedule of Japan, taking into account the Attachment 6 of Guidelines for the Scheduling of Specific Commitments (WTO Document S/L/92, dated 28 March 2001).

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[1] For transparency purposes, reservations in this Schedule may include measures taken by Japan in accordance with Article 1.5 or 8.3.