(ii) the Employees' Pension Insurance (except the Employees' Pension Fund);

(iii) the Mutual Aid Pension for National Public Officials;

(iv) the Mutual Aid Pension for Local Public Officials and Personnel of Similar Status (except the pension system for members of local assemblies); and

(v) the Mutual Aid Pension for Private School Personnel;

however, for the purpose of this Agreement, the National Pension shall not include the Old Age Welfare Pension or any other pensions which are granted on a transitional or complementary basis for the purpose of welfare and which are payable wholly or mainly out of national budgetary resources and Article 13 shall not apply to the Japanese pension systems specified in (a) of this paragraph; and

(b) to the Japanese employment insurance system concerning the unemployment benefits;

however, for the purpose of this Agreement, Articles 5 to 7, paragraph 2 of Article 9, 11, 18, 19 and 21 shall not apply to the Japanese system specified in (b) of this paragraph.

Article 3

This Agreement shall apply to a person who is or has been subject to the legislation of a Contracting State and other persons who derive rights from such person.

Article 4

Unless otherwise provided in this Agreement, the persons specified in Article 3, who reside in the territory of a Contracting State, shall receive equal treatment with nationals of that Contracting State in the application of the legislation of that Contracting State.

Article 5

1. Any provision of the legislation of a Contracting State which restricts entitlement to or payment of benefits solely because the person resides outside the territory of that Contracting State shall not be applicable to persons who reside in the territory of the other Contracting State. However, the foregoing shall not affect the provisions of the legislation of Japan which require a person who is aged 60 or over but under 65 on the date of the first medical examination or of death to be domiciled in the territory of Japan for the acquisition of entitlement to the Disability Basic Pension or the Survivors' Basic Pension.

2. Benefits under the legislation of a Contracting State shall be paid to nationals of the other Contracting State who reside in the territory of a third State, under the same conditions as if they were nationals of the first Contracting State who reside in the territory of that third State.

Article 6

Unless otherwise provided in this Agreement, a person who works as an employed person or a self-employed person in the territory of a Contracting State shall be subject only to the legislation of that Contracting State.

Article 7

1. Where a person who is covered under the legislation of a Contracting State and employed in the territory of that Contracting State by an employer with a place of business in that territory is sent by that employer from that territory to work in the territory of the other Contracting State, the employed person shall be subject only to the legislation of the first Contracting State as if that employed person were working in the territory of the first Contracting State, provided that the period of such detachment is not expected to exceed five years.

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