

WORLD TRADE ORGANIZATION

GPA/37/Add.6
23 July 2009

(09-3641)

Committee on Government Procurement

Original: English

NOTIFICATION OF NATIONAL IMPLEMENTING LEGISLATION

Communication from Japan Pursuant to Article XXIV:5(b)¹ of the GPA

Addendum

The following communication, dated 22 July 2009, is being circulated at the request of the Delegation of Japan.

Pursuant to Article XXIV, paragraph 5(b) of the WTO Agreement on Government Procurement, the Government of Japan wishes to inform the Committee on Government Procurement of the following.²

NOTIFICATION OF THE REVISION TO THE "BASIC POLICY FOR THE PROMOTION OF THE PROCUREMENT OF ECO-FRIENDLY GOODS AND SERVICES" UNDER THE "LAW CONCERNING THE PROMOTION OF THE PROCUREMENT OF ECO-FRIENDLY GOODS AND SERVICES BY THE STATE AND OTHER ENTITIES"

1. Agency responsible:

Ministry of the Environment

2. Description of the revision of the Basic Policy:

The original "Basic Policy for the Promotion of the Procurement of Eco-Friendly Goods and Services" based on the "Law Concerning the Promotion of the Procurement of Eco-Friendly Goods and Services by the State and Other Entities" (hereinafter referred to as Basic Policy) was adopted by cabinet decision in February 2001 (partially revised in February 2008). The revision of the Basic Policy, including the addition of 10 designated procurement items, was adopted by cabinet decision in

¹ Article XXIV:5(b) reads as follows: *National Legislation* "(b) Each Party shall inform the Committee of any changes in its laws and regulations relevant to this Agreement and in the administration of such laws and regulations."

² Previous notifications of Japan's implementing legislation were made in GPA/37, dated 20 June 2000; GPA/67, dated 15 April 2002; GPA/37/Add.1, dated 7 April 2004, GPA/37/Add.2, dated 21 March 2005; GPA/37/Add.3, dated 15 March 2006; GPA/37/Add.4, dated 13 March 2007; GPA/37/Add.5, dated 1 April 2008; GPA/99, dated 2 June 2009; and GPA/99/Add.1, dated 23 July 2009.

February 2009. (The summary of the revision is attached hereto. The Japanese text of the revised Basic Policy is available on the Ministry of the Environment website below. An English version of the Basic Policy will also be available on the same website.)
<http://www.env.go.jp/policy/hozen/green/g-law/index.html>

3. Starting date of procurement based on the revised Basic Policy:

1 April 2009

4. Enquiry point:

Environment and Economy Division
Integrated Environmental Policy Bureau
Ministry of the Environment
Telephone: +(81 3) 5521-8229
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ATTACHMENT

DESIGNATED PROCUREMENT ITEMS AND EVALUATION CRITERIA, ETC.

(SUMMARY)

Category	Designated Procurement Items (Cabinet decision on 5 February 2008)	Addition of Designated Procurement Items, etc. (Cabinet decision on 13 February 2009)	
		<ul style="list-style-type: none"> • denotes newly added items * denotes revisions on existing criteria 	New Evaluation Criteria for the newly added items
Paper	8 items, including computer paper (copier paper, diazotype paper), printing paper and hygienic paper (toilet paper and tissue paper)	* Addition of the evaluation criteria for copier paper: acceptance of virgin pulp that is considered environment, the composite rating that calculated index as degree of bleaching and weight per unit.	—
		* Deletion of diazotype paper	—
Stationery	81 items, including mechanical pencils, ball-point pens, scissors, glue, files, binder and chalks	<ul style="list-style-type: none"> • packing bands 	Usage rate of recycled materials
Office furniture	10 items, including chairs, desks, shelves, coat hangers, umbrella stands and blackboards	* Revision of the Evaluation Criteria for shelves and storage furniture comprised primarily of metal materials: ratio of dismantle-possibility into single material, satisfying all requirements that functional weight of shelf boards, ratio of dismantle-possibility into single material and designed considering environment	—
Office automation machines	17 items, including copiers, printers, facsimiles and computer monitors	* Addition of the evaluation criteria for copiers: standard energy consumption efficiency of new sections there had been no criteria	—

Category	Designated Procurement Items (Cabinet decision on 5 February 2008)	Addition of Designated Procurement Items, etc. (Cabinet decision on 13 February 2009)	
		<ul style="list-style-type: none"> • denotes newly added items * denotes revisions on existing criteria 	New Evaluation Criteria for the newly added items
Mobile telephone	—	<ul style="list-style-type: none"> * Addition of the new category: mobile phones • cellular phones • PHS 	<p>—</p> <p>Reduction of energy in a life cycle, existence of collecting and recycling system, repairs and safekeeping system of consumables</p>
Home electronic appliances	Electric refrigerators, electric freezers, electric freezer-refrigerators, electric toilet seats and television receivers	• microwaves	Standard energy consumption efficiency
		* Revision of the Evaluation Criteria based on the Multistage Rating System under the Law Concerning Rational Use of Energy for crystal television and plasma television: energy efficiency	—
		* Revision of the Evaluation Criteria based on the First Runner System under the Law Concerning Rational Use of Energy for electric toilet seats: energy efficiency	—
Air conditioners, etc.	Air conditioners, gas heat pump air conditioners and space heaters	—	—

Category	Designated Procurement Items (Cabinet decision on 5 February 2008)	Addition of Designated Procurement Items, etc. (Cabinet decision on 13 February 2009)	
		<ul style="list-style-type: none"> • denotes newly added items * denotes revisions on existing criteria 	New Evaluation Criteria for the newly added items
Water heaters, etc.	Electric hot water supply system, gas water heaters, oil water heaters, gas cooking appliances	—	—
Lighting	Fluorescent lighting equipment, LED lighting equipment, covered LED indicating lamps and fluorescent light bulbs	* Addition of a Note for enough confirming the conformity of requirements for fluorescent lamps of emergency exit lighting apparatus	—
Vehicles, etc.	17 items, including vehicles (natural gas vehicles, hybrid vehicles, etc.) and Receivers/transmitters for Electronic Toll Collection system, Car navigation system	* Addition of the extent of object for vehicles: Plug-in Hybrid car and Hydrogen vehicle	—
		* Revision of the Evaluation Criteria for Diesel-fuelled passenger cars: standards for gas emission and fuel efficiency	—
Fire extinguisher	Fire extinguisher	—	—
Uniforms and work clothes	Uniforms and work clothes	* Addition of the Evaluation Criteria for uniforms and work clothes: synthetic fibre made from plants	—
Interior fixtures and bedding	10 items, including carpets, curtains, blankets, comforters, bed frames	—	—
Work gloves	Work gloves	—	—
Other fibre products	Tents, tarps and safety nets	—	—

Category	Designated Procurement Items (Cabinet decision on 5 February 2008)	Addition of Designated Procurement Items, etc. (Cabinet decision on 13 February 2009)	
		<ul style="list-style-type: none"> • denotes newly added items * denotes revisions on existing criteria 	New Evaluation Criteria for the newly added items
Facilities	Solar power generation systems, fuel cells, solar heating systems, composting equipments for kitchen garbage, water saving equipment	• Sunlight adjustment film	Shielding coefficient, ratio of heat-flowing etc.
		* Addition of the Evaluation Criteria for solar power generation systems: information offer, long-term use, low environmental impact in a life cycle, transforming efficiency of solar cell modules etc.	—
		* Addition of the Evaluation Criteria for solar heating systems: information offer, heat-collecting efficiency	—
Emergency goods	6 items, including pet bottled water, quick cooking rice, pilot bread, canned food	* Revision of the Evaluation Criteria for canned food: one year time in advance of eatable term	—
Public-works projects	1. Materials (48 items, including reconstituted wood boards, tiles, blended cement, recycled aggregate, base-coating paint, permeable concrete, insulated windows/doors, automatic faucets, automatically controlled lighting systems and fertilizers using sewer sludge)	• Steel slag blocks	Usage rate of steel slag in aggregate
		• Median strip blocks made from recycled plastic	Usage rate of recycled materials
		• Ventilators	Usage of efficient motor

Category	Designated Procurement Items (Cabinet decision on 5 February 2008)	Addition of Designated Procurement Items, etc. (Cabinet decision on 13 February 2009)	
		<ul style="list-style-type: none"> • denotes newly added items * denotes revisions on existing criteria 	New Evaluation Criteria for the newly added items
	2. Construction machines (low emission machines, low noise machines) 3. Construction methods (5 methods, including recycling treatment of construction sludge and recycling treatment of concrete masses) 4. Others (greening of rooftops, porous pavement and permeable pavement)	• Pumps	Usage of efficient motor
		* Addition of the Evaluation Criteria for Road illuminations: ceramic metal lump	—
		* Revision of the Evaluation Criteria for Pavement blocks using recycled material (burnt), Porcelain tile: subject of recycled materials and containing and elution of heavy metal. Revision of the Factors for Consideration for Pavement blocks using recycled material (burnt), Porcelain tile: subject of recycled materials and containing and elution of heavy metal	—
		* Addition of the Evaluation Criteria for Treated soil recycled from construction sludge, Pavement Block products using recycled material (precast unreinforced concrete products): containing and elution of heavy metal	—
		* Revision of the Evaluation Criteria for Recycling treatment of construction sludge: containing and elution of heavy metal	—

Category	Designated Procurement Items (Cabinet decision on 5 February 2008)	Addition of Designated Procurement Items, etc. (Cabinet decision on 13 February 2009)	
		<ul style="list-style-type: none"> • denotes newly added items * denotes revisions on existing criteria 	New Evaluation Criteria for the newly added items
Services	13 items, including Energy conservation diagnosis, Cafeteria, Printing, Automobile repair, Management of government office buildings, Cleaning, Landscape Management etc.	• Secret documents disposal	Recycle disposed documents into materials of paper
		* Addition of the Evaluation Criteria for printing: recyclable printing and indication of aptitude for recycle	—
		<ul style="list-style-type: none"> * Addition of the Evaluation Criteria for cleaning: classification of paper considering pulp recycling * Revision of the Evaluation Criteria for cleaning: way to clean 	—

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