Informal Working Group on Negotiations
on Government Procurement

NEGOTIATIONS ON GOVERNMENT PROCUREMENT

Offers

Attached is a copy of the offer1 from Japan in the negotiations on the improvement, expansion and broadening of the Agreement on Government Procurement, which was circulated informally on 5 March 1992.

This redistribution is limited to the participants in the Informal Working Group on Negotiations.

The content of the document is unchanged: it is now circulated as a GPR/Spec/68 document for greater convenience in reference and in future work. All other offers received are also being recirculated.

1English only
92-1163
ANNEX 1

Central Government Entities which Procure in Accordance with the Provisions of this Agreement

Name of Country: Japan

Supplies

Threshold: 130 thousand SDR

List of Entities:

All entities covered by the Accounts Law as follows:

- House of Representatives
- House of Councillors
- Supreme Court
- Board of Audit
- Cabinet
- Prime Minister's Office
- Fair Trade Commission
- National Police Agency
- Environmental Disputes Co-ordination Commission
- Imperial Household Agency
- Administrative Management Agency
- Hokkaido Development Agency
- Defence Agency
- Economic Planning Agency
- Science and Technology Agency
- Environment Agency
- Okinawa Development Agency
- National Land Agency
- National Personnel Authority
- Ministry of Justice
- Ministry of Foreign Affairs
- Ministry of Finance
- Ministry of Education
- Ministry of Health and Welfare
- Ministry of Agriculture, Forestry and Fisheries
- Ministry of International Trade and Industry
- Ministry of Transport
- Ministry of Posts and Telecommunications
- Ministry of Labour
- Ministry of Construction
- Ministry of Home Affairs
Services

Threshold:

Construction services: 15,000 thousand SDR

Construction consulting services: 10% of the threshold for construction services.

Other services: 130 thousand SDR

List of Entities which procure the services, specified in Annex 4:

All entities covered by the Accounts Law as follows:

- House of Representatives
- House of Councillors
- Supreme Court
- Board of Audit
- Cabinet
- Prime Minister's Office
- Fair Trade Commission
- National Police Agency
- Environmental Disputes Co-ordination Commission
- Imperial Household Agency
- Administrative Management Agency
- Hokkaido Development Agency
- Defence Agency
- Economic Planning Agency
- Science and Technology Agency
- Environment Agency
- Okinawa Development Agency
- National Land Agency
- National Personnel Authority
- Ministry of Justice
- Ministry of Foreign Affairs
- Ministry of Finance
- Ministry of Education
- Ministry of Health and Welfare
- Ministry of Agriculture, Forestry and Fisheries
- Ministry of International Trade and Industry
- Ministry of Transport
- Ministry of Posts and Telecommunications
- Ministry of Labour
- Ministry of Construction
- Ministry of Home Affairs
Notes

1. Entities covered by the Accounts Law include all their internal sub-divisions, independent organs, attached organizations and other organizations and local branch offices provided for in the National Government Organization Law.

2. Products and services procured with a view to resale or with a view to use in the production of goods or provision of services for sale are not included.

3. Where it is so provided under the laws and regulations existing at the time of the entry into force of this Agreement for Japan, entities contained in this list may award contracts to specific co-operatives or associations thereof in accordance with the special procedures.

4. This Agreement will generally apply to procurement by the Defence Agency of the following Federal Supply Classification (FSC) categories subject to the Japanese Government determinations under the provisions of Article XXII, paragraph 1:

<table>
<thead>
<tr>
<th>FSC</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>22</td>
<td>Railway Equipment</td>
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<tr>
<td>24</td>
<td>Tractors</td>
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<tr>
<td>32</td>
<td>Woodworking Machinery and Equipment</td>
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<td>34</td>
<td>Metalworking Machinery</td>
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<td>35</td>
<td>Service and Trade Equipment</td>
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<td>36</td>
<td>Special Industry Machinery</td>
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<tr>
<td>37</td>
<td>Agricultural Machinery and Equipment</td>
</tr>
<tr>
<td>38</td>
<td>Construction, Mining, Excavating, and Highway Maintenance Equipment</td>
</tr>
<tr>
<td>39</td>
<td>Materials Handling Equipment</td>
</tr>
<tr>
<td>40</td>
<td>Rope, Cable, Chain, and Fittings</td>
</tr>
<tr>
<td>41</td>
<td>Refrigeration, Air Conditioning, and Air Circulating Equipment</td>
</tr>
<tr>
<td>43</td>
<td>Pumps and Compressors</td>
</tr>
<tr>
<td>45</td>
<td>Plumbing, Heating and Sanitation Equipment</td>
</tr>
<tr>
<td>46</td>
<td>Water Purification and Sewage Treatment Equipment</td>
</tr>
<tr>
<td>47</td>
<td>Pipe, Tubing, Hose, and Fittings</td>
</tr>
<tr>
<td>48</td>
<td>Valves</td>
</tr>
<tr>
<td>51</td>
<td>Hand Tools</td>
</tr>
<tr>
<td>52</td>
<td>Measuring Tools</td>
</tr>
<tr>
<td>55</td>
<td>Lumber, Millwork, Plywood, and Veneer</td>
</tr>
<tr>
<td>61</td>
<td>Electric Wire, and Power and Distribution Equipment</td>
</tr>
<tr>
<td>62</td>
<td>Lighting Fixtures and Lamps</td>
</tr>
<tr>
<td>65</td>
<td>Medical, Dental, and Veterinary Equipment and Supplies</td>
</tr>
<tr>
<td>6630</td>
<td>Chemical Analysis Instruments</td>
</tr>
<tr>
<td>6635</td>
<td>Physical Properties Testing Equipment</td>
</tr>
<tr>
<td>6640</td>
<td>Laboratory Equipment and Supplies</td>
</tr>
<tr>
<td>6645</td>
<td>Time Measuring Instruments</td>
</tr>
<tr>
<td>6650</td>
<td>Optical Instruments</td>
</tr>
<tr>
<td>6655</td>
<td>Geophysical and Astronomical Instruments</td>
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<tr>
<td>Code</td>
<td>Category</td>
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<tr>
<td>------</td>
<td>--------------------------------------------</td>
</tr>
<tr>
<td>6660</td>
<td>Meteorological Instruments and Apparatus</td>
</tr>
<tr>
<td>6670</td>
<td>Scales and Balances</td>
</tr>
<tr>
<td>6675</td>
<td>Drafting, Surveying, and Mapping Instruments</td>
</tr>
<tr>
<td>6680</td>
<td>Liquid and Gas Flow, Liquid Level, and Mechanical Motion Measuring Instruments</td>
</tr>
<tr>
<td>6685</td>
<td>Pressure, Temperature, and Humidity Measuring and Controlling Instruments</td>
</tr>
<tr>
<td>6695</td>
<td>Combination and Miscellaneous Instruments</td>
</tr>
<tr>
<td>67</td>
<td>Photographic Equipment</td>
</tr>
<tr>
<td>68</td>
<td>Chemicals and Chemical Products</td>
</tr>
<tr>
<td>71</td>
<td>Furniture</td>
</tr>
<tr>
<td>72</td>
<td>Household and Commercial Furnishings and Appliances</td>
</tr>
<tr>
<td>73</td>
<td>Food Preparation and Serving Equipment</td>
</tr>
<tr>
<td>74</td>
<td>Office Machines and Visible Record Equipment</td>
</tr>
<tr>
<td>75</td>
<td>Office Supplies and Devices</td>
</tr>
<tr>
<td>76</td>
<td>Books, Maps, and Other Publications</td>
</tr>
<tr>
<td>77</td>
<td>Musical Instruments, Phonographs, and Home-type Radios</td>
</tr>
<tr>
<td>79</td>
<td>Cleaning Equipment and Supplies</td>
</tr>
<tr>
<td>80</td>
<td>Brushes, Paints, Sealers, and Adhesives</td>
</tr>
<tr>
<td>8110</td>
<td>Drums and Cans</td>
</tr>
<tr>
<td>8115</td>
<td>Boxes, Cartons, and Crates</td>
</tr>
<tr>
<td>8125</td>
<td>Bottles and Jars</td>
</tr>
<tr>
<td>8130</td>
<td>Reels and Spools</td>
</tr>
<tr>
<td>8135</td>
<td>Packaging and Packing Bulk Materials</td>
</tr>
<tr>
<td>85</td>
<td>Toiletries</td>
</tr>
<tr>
<td>87</td>
<td>Agricultural Supplies</td>
</tr>
<tr>
<td>93</td>
<td>Non-metallic Fabricated Materials</td>
</tr>
<tr>
<td>94</td>
<td>Non-metallic Crude Materials</td>
</tr>
<tr>
<td>99</td>
<td>Miscellaneous</td>
</tr>
</tbody>
</table>
ANNEX 2

Sub-Central Government Entities which Procure in Accordance with the Provisions of this Agreement

Name of Country: Japan

Supplies

Threshold: 130 thousand SDR

List of Entities:

Local governments at the first level below the Central government (i.e. at prefecture level)*

*Provided that a meeting will be held to verify the coverage of local government entities 12 months after the completion of negotiations and before the conclusion of this Agreement, as amended.

Notes

1. Products and services procured with a view to resale or with a view to use in the production of goods or provision of services for sale are not included.

2. Where it is so provided under the laws and regulations existing at the time of the entry into force of this Agreement for Japan, entities contained in this list may award contracts to specific co-operatives or associations thereof in accordance with the special procedures.

Services

Threshold:

List of Entities which procure the services, specified in Annex 4:
ANNEX 3

All Other Entities which Procure in Accordance with the Provisions of this Agreement

Name of Country: Japan

Supplies

Threshold: 130 thousand SDR

List of Entities:

- Water Resources Development Corporation
- New Tokyo International Airport Authority
- Japan Highway Public Corporation
- Environmental Pollution Control Service Corporation
- Japan International Co-operation Agency
- Social Welfare and Medical Service Corporation
- Pension Welfare Service Public Corporation
- Labour Welfare Corporation
- Employment Promotion Corporation
- Hokkaido and Tohoku Development Corporation
- Okinawa Development Finance Corporation
- People's Finance Corporation
- Environmental Sanitation Business Financing Corporation
- Agriculture, Forestry and Fisheries Finance Corporation
- Small Business Finance Corporation
- Small Business Credit Insurance Corporation
- Housing Loan Corporation
- Finance Corporation of Local Public Enterprise
- Japan Development Bank
- Export-Import Bank of Japan
- Japan Tobacco Inc.
- Hokkaido Japan Railway Company*
- East Japan Railway Company*
- Central Japan Railway Company*
- West Japan Railway Company*
- Shikoku Railway Company*
- Kyushu Railway Company*
- Japan Freight Railway Company*
- Nippon Telegraph and Telephone Corporation*
- Japan Consumer Information Center
- Japan Information Center of Science and Technology
- Japan Foundation
- University of the Air Foundation
- National Stadium and School Health Center of Japan
- Japan Racing Association
- Japan External Trade Organization
- New Energy Development Organization
Notes

1. Products and services procured with a view to resale or with a view to use in the production of goods or provision of services for sale are not included.

2. Where it is so provided under the laws and regulations existing at the time of the entry into force of this Agreement for Japan, entities contained in this list may award contracts to specific co-operatives or associations thereof in accordance with the special procedures.

3. The application of this Agreement to the entities marked with asterisk(*) is subject to the following terms and conditions specified by the Japanese Government:

(a) Hokkaido Japan Railway Company
    East Japan Railway Company
    Central Japan Railway Company
    West Japan Railway Company
    Shikoku Railway Company
    Kyushu Railway Company
    Japan Freight Railway Company

    Materials connected with operational safety of transportation are not included.

(b) Nippon Telegraph and Telephone Corporation

    Public electrical telecommunications equipment is not included.

Services

Threshold:

List of Entities which procure the services, specified in Annex 4:
## ANNEX 4

### Services

I. Universal list of services as specified below (MTN.GNS/W/120)

II. Name of Country: Japan

#### List of services included

- **51110** Site investigation work
- **51120** Demolition work
- **51130** Site formation work
- **51140** Excavating and earthmoving work
- **51150** Site preparation work for mining
- **51160** Scaffolding work
- **512** General construction work for building
- **513** General construction work for civil engineering
- **514** Assembly and erection of prefabricated constructions
- **51510** Foundation work, incl. pile driving
- **51520** Water well drilling
- **51530** Roofing and water proofing
- **51540** Concrete work
- **51550** Steel bending and erection (incl. welding)
- **51560** Masonry work
- **51570** Crane operation
- **516** Installation work
- **517** Building completion and finishing work
- **72130** Rental of sea-going vessels with crew
- **72230** Rental of non-sea-going vessels with crew
- **74800** Freight transport agency services
- **84210** Systems and software consulting services
- **84220** Systems analysis services
- **84230** Systems design services
- **84240** Programming services
- **84250** Systems maintenance services
- **84310** Input preparation services
- **84320** Data processing and tabulation services
List of Services included (cont'd)

- 84400 Data base services
- 84500 Maintenance and repair services of office machinery and equipment including computers
- 84910 Data preparation services
- 86711 Advisory and pre-design architectural services*
- 86712 Architectural design services*
- 86713 Contract administration services*
- 86714 Combined architectural design and contract administration services*
- 86721 Advisory and consultative engineering services*
- 86722 Engineering design services for the construction of foundations and building structures*
- 86723 Engineering design services for mechanical and electrical installations for buildings*
- 86724 Engineering design services for the construction of civil engineering works*
- 86727 Engineering services during the construction and installation phase*
- 87110 Sale or leasing services of advertising space or time
- 87120 Planning, creating and placement services of advertising
- 87402 Window cleaning services
- 87409 Other building cleaning services
- 88630 Repair services n.e.c. of office, accounting and computing machinery, on a fee or contract basis
- 88640 Repair services of electrical machinery and apparatus n.e.c., on a fee or contract basis
- 88670 Repair services n.e.c. of motor vehicles, trailers and semi-trailers, on a fee or contract basis
- 88680 Repair services of other transport equipment, on a fee or contract basis

Notes

Services marked with asterisk(*) are included only when they are related to construction services covered by this Agreement.
ANNEX 5

Construction Services

Specifications on covered construction services

I. Definition:

A construction services contract is a contract which has as its objective the realization by whatever means of civil or building works, in the sense of Division 51 of the Central Product Classification (CPC).

II. List of Division 51, CPC:

- 51110 Site investigation work
- 51120 Demolition work
- 51130 Site formation work
- 51140 Excavating and earthmoving work
- 51150 Site preparation work for mining
- 51160 Scaffolding work
- 512 General construction work for building
- 513 General construction work for civil engineering
- 514 Assembly and erection of prefabricated constructions
- 51510 Foundation work, incl. pile driving
- 51520 Water well drilling
- 51530 Roofing and water proofing
- 51540 Concrete work
- 51550 Steel bending and erection (incl. welding)
- 51560 Masonry work
- 51570 Crane operation
- 516 Installation work
- 517 Building completion and finishing work

III. Name of Country: Japan

Threshold: 15,000 thousand SDR