

GENERAL AGREEMENT ON

RESTRICTED

GPR/Spec/68

14 August 1992

TARIFFS AND TRADE

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:

<u>FSC</u>	<u>Description</u>
22	Railway Equipment
24	Tractors
32	Wood working Machinery and Equipment
34	Metalworking Machinery
35	Service and Trade Equipment
36	Special Industry Machinery
37	Agricultural Machinery and Equipment
38	Construction, Mining, Excavating, and Highway Maintenance Equipment
39	Materials Handling Equipment
40	Rope, Cable, Chain, and Fittings
41	Refrigeration, Air Conditioning, and Air Circulating Equipment
43	Pumps and Compressors
45	Plumbing, Heating and Sanitation Equipment
46	Water Purification and Sewage Treatment Equipment
47	Pipe, Tubing, Hose, and Fittings
48	Valves
51	Hand Tools
52	Measuring Tools
55	Lumber, Millwork, Plywood, and Veneer
61	Electric Wire, and Power and Distribution Equipment
62	Lighting Fixtures and Lamps
65	Medical, Dental, and Veterinary Equipment and Supplies
6630	Chemical Analysis Instruments
6635	Physical Properties Testing Equipment
6640	Laboratory Equipment and Supplies
6645	Time Measuring Instruments
6650	Optical Instruments
6655	Geophysical and Astronomical Instruments

6660	Meteorological Instruments and Apparatus
6670	Scales and Balances
6675	Drafting, Surveying, and Mapping Instruments
6680	Liquid and Gas Flow, Liquid Level, and Mechanical Motion Measuring Instruments
6685	Pressure, Temperature, and Humidity Measuring and Controlling Instruments
6695	Combination and Miscellaneous Instruments
67	Photographic Equipment
68	Chemicals and Chemical Products
71	Furniture
72	Household and Commercial Furnishings and Appliances
73	Food Preparation and Serving Equipment
74	Office Machines and Visible Record Equipment
75	Office Supplies and Devices
76	Books, Maps, and Other Publications
77	Musical Instruments, Phonographs, and Home-type Radios
79	Cleaning Equipment and Supplies
80	Brushes, Paints, Sealers, and Adhesives
8110	Drums and Cans
8115	Boxes, Cartons, and Crates
8125	Bottles and Jars
8130	Reels and Spools
8135	Packaging and Packing Bulk Materials
85	Toiletries
87	Agricultural Supplies
93	Non-metallic Fabricated Materials
94	Non-metallic Crude Materials
99	Miscellaneous

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
Kyuchu 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