

GENERAL AGREEMENT ON
TARIFFS AND TRADE

RESTRICTED

TBT/Notif.83.80
5 May 1983

Special Distribution

Committee on Technical Barriers to Trade

NOTIFICATION

The following notification is being circulated in accordance with Article 10.4.

1. Party to Agreement notifying: <u>JAPAN</u>
2. Agency responsible: Ministry of Health and Welfare, Ministry of International Trade and Industry
3. Notified under Article 2.5.2 <input type="checkbox"/> , 2.6.1 <input type="checkbox"/> , 7.3.2 <input checked="" type="checkbox"/> , 7.4.1 <input type="checkbox"/> , Other:
4. Products covered: New chemical substances excluding the chemical substances used for the following purposes: (1) Foods, food additives, packages, toys, detergents. (2) Agricultural chemicals. (3) Ordinary fertilizers. (4) Drugs, quasi-drugs, cosmetics, medical devices. (5) Feeds, feed additives.
5. Title: Amendment to the Law Concerning the Examination and Regulation of Manufacture, etc., of Chemical Substances.
6. Description of content: A. Notification of new chemical: (1) A foreign manufacturer who intends to produce a new chemical substance for the purpose of export to Japan or a foreign supplier who intends to export new chemical substance to Japan, will be able to notify the name of the new chemical substance and other items to be specified in the relevant Ministerial Ordinances to the Minister of International Trade and Industry and the Minister of Health and Welfare prior to export. (2) Any person who intends to import a new chemical substance from a foreign manufacturer or supplier will not be required to submit a notice, when the said manufacturer or supplier has received an administrative notice to the effect that the said chemical substance does not fall into the category of "specified chemical substance". B. Examination of the new chemical substance: Upon receipt of a notice mentioned in A(1) above, the Minister of Health and Welfare and the Minister of International Trade and Industry must determine, on the basis of already available information concerning the composition, properties, etc., of the new chemical substance mentioned in the notice, whether the new chemical substance falls into the category of "specified chemical substance" or not, and must notify the result within four months from the date of the receipt of the notice.
7. Objective and rationale: To ensure in terms of legal systems that there be no discrimination between nationals and non-nationals in certification procedures.
8. Relevant documents: Basic document is the Law Concerning the Examination and Regulation of Manufacture, etc., of Chemical Substances.
9. Proposed dates of adoption and entry into force: Not yet determined
10. Final date for comments: The purpose of this amendment is to proceed further with the opening of the Japanese market by ensuring in terms of legal systems that there be no discrimination between nationals and non-nationals in certification procedures, in the light of the views and requests presented by Japan's trading partners. Given the urgent nature of this legislation, it has been decided by the Cabinet to present the legislation promptly to the current session of the Diet. Such being the case, there will be no comment period for this legislation.
11. Texts available from: National enquiry point <input checked="" type="checkbox"/> or address of other body: