

Japan

Order on Inward Direct Investment (1980)

Note

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The year indicated in brackets after the title of the law refers to the year of publication in the Official Gazette or, when this is not available, the year of adoption of the law.

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Order on Inward Direct Investment

Order of the Prime Minister's Office, Ministry of Finance, Ministry of Education, Science and Culture, 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 and Ministry of Construction No. 1 of November 20, 1980

Last Version: Amendment of Order of the Cabinet Office, Ministry of Internal Affairs and Communications, Ministry of Finance, Ministry of Education, Culture, Sports, Science and Technology, Ministry of Health, Labour and Welfare, Ministry of Agriculture, Forestry and Fisheries, Ministry of Economy, Trade and Industry, Ministry of Land, Infrastructure, Transport and Tourism, and Ministry of the Environment No. 2 of 2017

Based on the provisions of Articles 2 through 5, Article 8, Article 13 and Article 14 of the Cabinet Order on Inward Direct Investment (Cabinet Order No. 261 of 1980) and in order to implement the provisions of the Foreign Exchange and Foreign Trade Control Act (Act No. 228 of 1949), the Order on Inward Direct Investment is hereby established as follows.

Article 1 (Purpose)

The purpose of this Order is to provide for reporting and notification procedures and other necessary matters with regard to inward direct investment, etc., specified acquisition, and the conclusion of technology introduction contracts, etc. as prescribed in Chapter V of the Foreign Exchange and Foreign Trade Act (hereinafter referred to as the "Act").

Article 2 (Matters on the Definition of Inward Direct Investment)

(1) The amount specified by order of the competent ministry as prescribed in Article 2, paragraph (7), item (i) of the Cabinet Order on Inward Direct Investment (hereinafter referred to as the "Order") is an amount equivalent to 100 million yen.

(2) The amount specified by order of the competent ministry as prescribed in Article 2, paragraph (7), item (ii) of the Order is the total of the amount stated in the liabilities section of the balance sheet at the end of the business year immediately preceding the business year during which loans were provided (where there is no relevant business year, the final balance sheet) and the amount of the loans; provided, however, that where a balance sheet has not been prepared, that amount is the total of the total amount of liabilities in the inventory of assets at the end of the business year immediately preceding the business year during which loans were provided (where there is no relevant business year, the final inventory of assets) and the amount of the loans.

(3) The amount specified by order of the competent ministry as prescribed in Article 2, paragraph (9), item (i), (d), 1. of the Order is an amount equivalent to 100 million yen.

(4) The amount specified by order of the competent ministry as prescribed in Article 2, paragraph (9), item (i), (d), 2. of the Order is the total of the amount stated in the liabilities section of the balance sheet at the end of the business year immediately preceding the business year during which bonds were acquired (where there is no relevant business year, the final balance sheet) and the amount of the relevant bonds that were acquired.

Article 3 (Notification of Inward Direct Investment)

(1) Business types specified by order of the competent ministry as prescribed in Article 3, paragraph (1), item (ii) of the Order are the business types specified by the Minister of Finance and the competent minister for the business (meaning the competent minister for the business prescribed in Article 7 of the Order; the same applies hereinafter).

(2) Shares specified by order of the competent ministry as those equivalent to the shares of a listed company, etc. as prescribed in Article 3, paragraph (1), item (iv) of the Order are shares under offering or secondary distribution that takes place prior to their listing on a financial instruments exchange as prescribed in Article 2, paragraph (16) of the Financial Instruments and Exchange Act (Act No. 25 of 1948) (limited to the period from the filing of an application for listing until the completion of listing) or prior to their registration with an authorized financial instruments firms association as prescribed in Article 2, paragraph (13) of the same Act (limited to the period from the filing of an application for registration until the completion of registration).

(3) Acts specified by order of the competent ministry as prescribed in Article 3, paragraph (1), item (vii) of the Order are the acts listed in the following items:

(i) the acquisition, by a person who owns shares or equity in a company prior to its entity conversion, of shares or equity in the company after its entity conversion, in place of the previously owned shares or equity;

(ii) the acquisition of loan receivables, bonds, or investment securities that are issued by a corporation established under a special Act by way of inheritance or as a testamentary gift;

(iii) the consent given in regard to the substantial change of the business purpose of a company as prescribed in Article 26, paragraph (2), item (iv) of the Act, where the business purpose of the company after the relevant change does not fall under the business types specified by the Minister of Finance and the competent minister for the business as prescribed in the following paragraph;

(iii)-2 the establishment of any branch office, etc. as prescribed in Article 26, paragraph (2), item (v) of the Act, where the business purpose of the branch office, etc. (meaning a branch office, factory, or other offices; the same applies hereinafter) subject to the establishment does not fall under the business types specified by the Minister of Finance and the competent minister for the business as prescribed in the following paragraph;

(iv) the substantial change in the type or business purpose of a branch office, etc. as prescribed in Article 26, paragraph (2), item (v) of the Act, where the type or business purpose of the branch office, etc. after the relevant change does not fall under the types or business purposes specified by the Minister of Finance and the competent minister for the business as prescribed in the following paragraph;

(v) the acquisition of shares through an allotment of shares without contribution as prescribed in Article 185 of the Companies Act (Act No. 86 of 2005), or discretionary investment in shares (meaning discretionary investment in shares as prescribed in Article 2, paragraph (10) of the Order; the same applies hereinafter);

(vi) the acquisition of shares, equity, bonds, or investment securities issued by a stock company as the consideration for the acquisition of the shares subject to call as prescribed in Article 2, item (xix) of the Companies Act or share options subject to call as prescribed in Article 273, paragraph (1) of the same Act, due to occurrence of grounds for the acquisition of such shares or share options, or discretionary investment in shares;

(vii) an act which is listed in Article 26, paragraph (2), item (i), item (iii), item (iv) or item (vi) of the Act or in any item of Article 2, paragraph (9) of the Order and is carried out by a special listed company, etc. (meaning a listed company, etc. (meaning the listed company, etc. prescribed in Article 26, paragraph (2), item (i) of the Act; the same applies hereinafter), among those listed in Article 26, paragraph (1), item (iii) of the Act, wherein all of the ratios of the number of shares of the listed company, etc. directly owned by each shareholder (meaning a foreign corporation as prescribed in Article 2, paragraph (1) of the Order (hereinafter referred to as a "foreign corporation, etc.") or other companies prescribed in the same paragraph (excluding a specified listed company, etc. prescribed in Article 3, paragraph (1), item (vi) of the Order)) of the listed company, etc. (including the number of shares owned by a non-resident individual, corporation, or any other organization (limited to one that falls under any of those listed in Article 26, paragraph (1), items (ii) through (iv) of the Act) that falls under any of the items of Article 2, paragraph (4) of the Order if the shareholder is deemed to be the acquirer of shares set forth in the same paragraph; the same applies hereinafter) to the total number of issued shares of the listed company, etc. are less than 10%; the same applies in paragraph (2), item (i) of the following Article) (excluding an act listed in Article 3, paragraph (1), item (vi));

(viii) an act which is listed in Article 26, paragraph (2), item (i), item (iii), item (iv) or item (vi) of the Act or in any item of Article 2, paragraph (9) of the Order and is carried out by a special non-listed company (meaning a company other than a listed company, etc., among those listed in Article 26, paragraph (1), item (iii) of the Act, wherein the shares or equity in the company other than a listed company, etc. is not owned by any foreign corporation, etc. or any other company prescribed in Article 2, paragraph (1) of the Order (excluding a specified listed company, etc. prescribed in Article 3, paragraph (1), item (vi) of the Order; the same applies in paragraph (2), item (ii) of the following Article);

(ix) an act which is listed in Article 26, paragraph (2), item (iii) of the Act and constitutes underwriting of securities listed in Article 2, paragraph (8), item (vi) of the Financial Instruments and Exchange Act (excluding such act relating to paragraph (6), item (iii) of the same Article) (including an equivalent act under the provisions of foreign laws and regulations) (in the case of inward direct investment, etc. listed in the items of Article 3, paragraph (2) of the Order, limited to the case where the voting rights attached to the shares acquired by the act are not exercised).

(4) Business types specified by order of the competent ministry as prescribed in Article 3, paragraph (2), item (i) of the Order are the business types specified by the Minister of Finance and the competent minister for the business.

(5) The company specified by order of the competent ministry as prescribed in Article 3, paragraph (2), item (i) of the Order is any other company (limited to those with two or more shareholders or members) in which voting rights that account for 50% of the number of voting rights of all of the shareholders or members is held by the company (including its subsidiary companies (meaning subsidiary companies as prescribed in Article 2, item (iii) of the Companies Act; the same applies in paragraph (4) of the following Article)).

(6) Inward direct investment, etc. specified by order of the competent ministry as prescribed in Article 3, paragraph (2), item (ii) of the Order is inward direct investment, etc. made by a foreign investor in a country other than the countries (including regions; the same applies hereinafter) listed in Appended Table 1 (excluding inward direct investment, etc. made by a foreign investor who falls under Article 26, paragraph (1), item (iii) or item (iv) of the Act).

(7) Inward direct investment, etc. specified by order of the competent ministry as prescribed in Article 3, paragraph (2), item (iii) of the Order is inward direct investment, etc. that is specified by the Minister of Finance and the competent minister for the business.

(8) A person who intends to give a notification based on the provisions of Article 3, paragraph (3) of the Order must, in accordance with the categories listed in each of the following items, submit a written notification to the Minister of Finance and the competent minister for the business, via the Bank of Japan, using the form specified in the relevant item. In this case, the number of copies of the written notification that must be submitted is the number of competent ministers for the business plus three:

(i) acquisition of shares or equity as prescribed in Article 26, paragraph (2), item (i) and item (iii) of the Act, acquisition of investment securities as prescribed in Article 2, paragraph (9), item (ii) of the Order, and discretionary investment in shares as prescribed in item (iii) of the same paragraph: Appended Form 1;

(ii) transfer of shares or equity as prescribed in Article 26, paragraph (2), item (ii) of the Act: Appended Form 2;

(iii) consent given in regard to the substantial change of the business purpose of a company as prescribed in Article 26, paragraph (2), item (iv) of the Act: Appended Form 3;

(iv) establishment of a branch office, etc. as prescribed in Article 26, paragraph (2), item (v) of the Act: Appended Form 4;

(v) a substantial change in the type or business purpose of a branch office, etc. as prescribed in Article 26, paragraph (2), item (v) of the Act: Appended Form 5;

(vi) loans of money as prescribed in Article 26, paragraph (2), item (vi) of the Act: Appended Form 6;

(vii) acquisition of bonds as prescribed in Article 2, paragraph (9), item (i) of the Order: Appended Form 7.

(9) When the Minister of Finance and the competent minister for the business have received copies of a written notification pursuant to the provisions of the preceding paragraph, they are to note to that effect on the copies of the written notification and deliver one copy as a certificate of their receipt of the notification to the person who gave the notification.

(10) A person who intends to give a notice as prescribed in Article 27, paragraph (7) of the Act based on the provisions of Article 3, paragraph (14) of the Order must submit a written notice prepared using Appended Form 8 to the Minister of Finance and the competent minister for the business, via the Bank of Japan. In this case, the number of copies of the written notice that must be submitted is the number of competent ministers for the business plus one.

Article 4 (Notification of Specified Acquisition)

(1) Shares specified by order of the competent ministry as those equivalent to the shares of a listed company, etc. as prescribed in Article 4, paragraph (1), item (ii) of the Order are shares under offering or secondary distribution that takes place prior to their listing on a financial instruments exchange as prescribed in Article 2, paragraph (16) of the Financial Instruments and Exchange Act (limited to the period from the filing of an application for listing until the completion of listing) or prior to their registration with an authorized financial instruments firms association as prescribed in Article 2, paragraph (13) of the same Act (limited to the period from the filing of an application for registration until the completion of registration).

(2) Acts specified by order of the competent ministry as prescribed in Article 4, paragraph (1), item (iv) of the Order are the acts listed in the following items:

(i) specified acquisition carried out by a special listed company, etc. (excluding the act set forth in Article 4, paragraph (1), item (iii) of the Order); and

(ii) specified acquisition carried out by a special non-listed company.

(3) Business types specified by order of the competent ministry as prescribed in Article 4, paragraph (2) of the Order are the business types specified by the Minister of Finance and the competent minister for the business.

(4) The company specified by order of the competent ministry as prescribed in Article 4, paragraph (2) of the Order is any other company (limited to those with two or more shareholders or members) in which voting rights that account for 50% of the number of voting rights of all of the shareholders or members are held by the company (including its subsidiary companies).

(5) A person who intends to give a notification based on the provisions of Article 4, paragraph (3) of the Order must submit a written notification prepared using Appended Form 1 to the Minister of Finance and the competent minister for the business, via the Bank of Japan. In this case, the number of copies of the written notification that must be submitted is the number of competent ministers for the business plus three.

(6) When the Minister of Finance and the competent minister for the business have received copies of a written notification pursuant to the provisions of the preceding paragraph, they are to note to that effect on the copies of the written notification and deliver one copy as a certificate of their receipt of the notification to the person who gave the notification.

(7) A person who intends to give a notice as prescribed in Article 27, paragraph (7) of the Act as applied mutatis mutandis pursuant to Article 28, paragraph (7) of the Act based on the provisions of Article 4, paragraph (11) of the Order must submit a written notice prepared using Appended Form 8-2 to the Minister of Finance and the competent minister for the business, via the Bank of Japan. In this case, the number of copies of the written notice that must be submitted is the number of competent ministers for the business plus one.

Article 4-2 (Method of Service by Publication)

The Minister of Finance and the competent minister for the business may publish, in the official gazette or newspaper, the fact that service by publication has been effected. With regard to service that is to be effected in a foreign state, the Minister of Finance and the competent minister for the business may give a notice of the fact that service by publication has been effected, in lieu of publication in the official gazette or a newspaper.

Article 5 (Notification of the Conclusion of a Technology Introduction Contract)

(1) Technology specified by order of the competent ministry as prescribed in Article 5, paragraph (1), item (i) of the Order is the technology listed in Appended Table 2.

(2) A resident who intends to give a notification based on the provisions of Article 5, paragraph (2) of the Order must submit a written notification prepared using Appended Form 9 to the Minister of Finance and the competent minister for the business, via the Bank of Japan. In this case, the provisions of the second sentence of Article 3, paragraph (8) apply mutatis mutandis.

(3) When the Minister of Finance and the competent minister for the business have received copies of a written notification pursuant to the provisions of the preceding paragraph, they are to note to that effect on the copies of the written notification and deliver one copy as a certificate of their receipt of the notification to the person who gave the notification.

(4) A person who intends to give a notice as prescribed in Article 27, paragraph (7) of the Act as applied mutatis mutandis pursuant to Article 30, paragraph (7) of the Act based on the provisions of Article 5, paragraph (9) of the Order must submit a written notice prepared using Appended Form 10 to the Minister of Finance and the competent minister for the business, via the Bank of Japan. In this case, the provisions of the second sentence of Article 3, paragraph (10) apply mutatis mutandis.

Article 6 Deleted.

Article 6-2 (Report of Inward Direct Investment)

A person who intends to make a report based on the provisions of Article 6-3, paragraph (1) of the Order, in accordance with the categories listed in each of the following items, must submit a written report to the Minister of Finance and the competent minister for the business via the Bank of Japan, using the form specified in the relevant item. In this case, the number of copies of the written report that must be submitted is the number of competent ministers for the business plus one:

(i) acquisition of shares or equity as prescribed in Article 26, paragraph (2), item (i) or item (iii) of the Act and acquisition of investment securities as prescribed in Article 2, paragraph (9), item (ii) of the Order, and the discretionary investment in shares as prescribed in item (iii) of the same paragraph: Appended Form 11;

(ii) transfer of shares or equity as prescribed in Article 26, paragraph (2), item (ii) of the Act: Appended Form 12;

(iii) loans of money as prescribed in Article 26, paragraph (2), item (vi) of the Act: Appended Form 16;

(iv) acquisition of bonds as prescribed in Article 2, paragraph (9), item (i) of the Order: Appended Form 17.

(Report on the Conclusion of a Technology Introduction Contract)

Article 6-3 A resident who intends to make a report based on the provisions of Article 6-4, paragraph (1) of the Order must submit a written report prepared using Appended Form 18 to the Minister of Finance and the competent minister for the business, via the Bank of Japan. In this case, the provisions of the second sentence of the preceding Article apply mutatis mutandis.

Article 7 (Report Based on the Provisions of Article 6-5 of the Order)

(1) If a person who has given a notification under Article 27, paragraph (1) or Article 28, paragraph (1) of the Act has taken any of the actions listed in the following items, the person, in accordance with the category of the act, must submit a written report prepared using the form specified in the relevant item to the Minister of Finance and the competent minister for the business via the Bank of Japan, within 30 days from the day on which the person took the action. In this case, the number of copies of the written report that must be submitted is the number of competent ministers for the business plus one:

(i) the acquisition of the shares or equity (including investment securities that are issued by a corporation established under a special Act) pertaining to the relevant notification, or discretionary investment in the shares; or the disposition of all or part of the shares or equity after the shares or equity have been acquired or after the discretionary investment in shares has been carried out: Appended Form 19;

(ii) loans of money or the acquisition of bonds pertaining to the relevant notification, or the receipt of a refund or the redemption (including the case where a prepayment or early redemption has been received) of all or part of the principal on the loans or bonds after the loans have been provided or after the bonds have been acquired: Appended Form 20;

(iii) suspension of the establishment of a branch office, etc. pertaining to the relevant notification (excluding suspension resulting from a recommendation or an order to suspend inward direct investment, etc. based on the provisions of Article 27, paragraph (7) or paragraph (10) of the Act) or abolition of the branch office, etc.: Appended Form 22.

(2) If the ratio of the number of shares of a listed company, etc. that a person who has carried out an act listed in Article 3, paragraph (3), item (ix) has come to own on the day following the day on which the person acquired the shares of the listed company, etc. involved in the act to the total number of issued shares of the listed company, etc. comes to be 10% or more, the person must, with regard to the shares of the listed company, etc. that the person has come to own, submit a written report prepared using Appended Form 11 to the Minister of Finance and the competent minister for the business via the Bank of Japan, by the 15th day of the month following the month in which the date of the act falls. In this case, the number of copies of the written report that must be submitted is the number of competent ministers for the business plus one.

- (3) If the ratio of the number of shares of a listed company, etc. owned by a person who has submitted a report as prescribed in the preceding paragraph (limited to the case where the acquisition of shares of a listed company, etc. addressed in the report constitutes inward direct investment, etc. listed in the items of Article 3, paragraph (2) of the Order) to the total number of issued shares of the listed company, etc. comes to be less than 10%, the person must, with regard to the status of the person's ownership of the shares of the listed company, etc., submit a written report prepared using Appended Form 19 to the Minister of Finance and the competent minister for the business via the Bank of Japan, within 30 days from the date of the occurrence of the event concerned. In this case, the number of copies of the written report that must be submitted is the number of competent ministers for the business plus one.
- (4) The Minister of Finance and the competent minister for the business are to, where they request the submission of a report as prescribed in Article 6-5, paragraph (1) of the Order, in addition to the case where they request the submission of a report in the form of a written report prescribed in the preceding three paragraphs, designate the matters to be reported and notify the persons prescribed in the same paragraph or the relevant persons thereof.
- (5) The procedures specified by order of the competent ministry, referred to in Article 6-5, paragraph (2) of the Order, include the location for the relevant person to submit a written report containing the matters designated as prescribed in paragraph (1) of the same Article, the number of copies of the written report for the person to submit, and other procedures specified by the Minister of Finance and the competent minister for the business.
- (6) The Minister of Finance and the competent minister for the business are to, when they give notice as prescribed in paragraph (4), give notice of the procedures as prescribed in the preceding paragraph as well.

Article 8 (Notice on the Shortening of a Period)

If the Minister of Finance and the competent minister for the business shorten the period during which transactions or acts may not be carried out pursuant to the proviso to Article 27, paragraph (2) of the Act and paragraph (4) of the same Article, the proviso to Article 28, paragraph (2) of the Act and paragraph (4) of the same Article, or the proviso to Article 30, paragraph (2) of the Act and paragraph (4) of the same Article, they are to shorten the period by way of noting the shortened period on the certificate of receipt of the notification as prescribed in Article 3, paragraph (9), Article 4, paragraph (6), or Article 5, paragraph (3) and delivering the certificate of receipt of the notification to the person who gave the notification, or by way of delivering a written notice in which the shortened period is stated to the person who gave the notification.

Article 9 (Notice of the Rescission of a Recommendation or Order)

(1) If the Minister of Finance and the competent minister for the business rescind, based on the provisions of Article 27, paragraph (11) of the Act, the whole or a part of a recommendation or order issued to a person who has submitted a notice of the acceptance of the recommendation to change the content of the inward direct investment, etc. pursuant to paragraph (7) of the same Article or a person who has been ordered to change the content of the inward direct investment, etc. pursuant to paragraph (10) of the same Article, they are to rescind the relevant recommendation or order by way of delivering a written notice in which the details of the rescission are stated to the person who has submitted a notice of the acceptance or the person who has been ordered to make the change.

(2) The provisions of the preceding paragraph apply mutatis mutandis to the rescission of the whole or part of a recommendation or order as prescribed in Article 4, paragraph (9) or Article 5, paragraph (7) of the Order based on the provisions of Article 27, paragraph (11) of the Act as applied mutatis mutandis pursuant to Article 28, paragraph (7) or Article 30, paragraph (7) of the Act.

Article 9-2 (Identification of Personnel Conducting an On-site Inspection or Questioning)

The identification of personnel who conduct on-site inspection or questioning as prescribed in Article 68, paragraph (2) of the Act (limited to those concerning Chapter V of the Act) is based on Appended Form 23 or the form specified by the Ministry of Finance or the competent minister for the business.

Article 10 (Delegation of Administrative Affairs)

(1) Administrative affairs that the Minister of Finance and the competent minister for the business are not precluded from handling based on the proviso to Article 10 of the Order are administrative affairs in connection with the sending of a document stating the content of an order based on the provisions of Article 29, paragraphs (1) through (4) of the Act and administrative affairs in connection with the receipt of notices and reports under the provisions of Article 7, paragraphs (4) through (6).

(2) Administrative Affairs specified by the Minister of Finance and the competent minister for the business as prescribed in Article 10, item (ii) of the Order are the following administrative affairs:

(i) administrative affairs involving noting on a certificate of receipt of the notification, on the day following the date on which two weeks have passed from the date of receipt of a notification as prescribed in Article 27, paragraph (1), Article 28, paragraph (1), or Article 30, paragraph (1) of the Act, to the effect that transactions or acts pertaining to the notification may be carried out from the day; provided, however, that these administrative affairs are excluded where the Minister of Finance and the competent minister for the business have found a need for examination and notified the Bank of Japan that the period will not be shortened;

(ii) beyond the administrative affairs listed in the preceding item, where the Minister of Finance and the competent minister for the business have indicated otherwise, administrative affairs involving noting the shortened period on a certificate of receipt of the notification on the day that they have indicated.

Supplementary Provisions

(1) This Order comes into effect as of the date of enforcement of the Act Partially Amending the Foreign Exchange and Foreign Trade Control Act (Act No. 65 of 1979) (December 1, 1980).

[...]

Appended Table 1 (Re: Art. 3)

[1 Iceland]

|2 Ireland|
|3 United States of America|
|4 United Arab Emirates|
|5 Algeria|
|6 Argentina|
|7 Albania|
|7-2 Armenia|
|8 Angola|
|9 Antigua and Barbuda|
|10 Israel|
|11 Italy|
|12 Iran|
|13 India|
|14 Indonesia|
|15 Uganda|
|15-2 Ukraine|
|16 Uruguay|
|17 United Kingdom|
|18 Ecuador|
|19 Egypt|
|20 Estonia|
|21 Ethiopia|
|22 El Salvador|
|23 Australia|
|24 Austria|
|25 Oman|
|26 Netherlands|
|27 Ghana|
|28 Guyana|
|29 Qatar|
|30 Canada|
|31 Gabon|

|32 Cameroon|
|33 Gambia|
|34 Cambodia|
|35 Guinea|
|36 Guinea-Bissau|
|37 Cyprus|
|38 Cuba|
|39 Greece|
|40 Kyrgyzstan|
|41 Guatemala|
|42 Kuwait|
|43 Deleted|
|44 Grenada|
|45 Croatia|
|46 Kenya|
|47 Cote d'Ivoire|
|48 Costa Rica|
|49 Colombia|
|50 Republic of Congo|
|51 Democratic Republic of Congo|
|52 Saudi Arabia|
|53 Samoa|
|54 Zambia|
|55 Sierra Leone|
|56 Djibouti|
|57 Jamaica|
|57-2 Georgia|
|58 Syria|
|59 Singapore|
|60 Zimbabwe|
|61 Switzerland|
|62 Sweden|

[63 Sudan]
[64 Spain]
[65 Suriname]
[66 Sri Lanka]
[67 Slovakia]
[68 Slovenia]
[69 Swaziland]
[70 Senegal]
[71 St. Christopher and Nevis]
[72 St. Vincent]
[73 St. Lucia]
[74 Solomon]
[75 Thailand]
[76 Republic of Korea]
[77 Taiwan]
[78 Tanzania]
[79 Czech Republic]
[80 Chad]
[81 Central Africa]
[82 People's Republic of China]
[83 Tunisia]
[84 Chile]
[85 Denmark]
[86 Germany]
[87 Togo]
[88 Dominica]
[89 Dominican Republic]
[90 Trinidad and Tobago]
[91 Turkey]
[91-2 Tonga]
[92 Nigeria]
[93 Nauru]

|94 Namibia|
|95 Nicaragua|
|96 Niger|
|97 New Zealand|
|98 Nepal|
|99 Norway|
|100 Bahrain|
|101 Haiti|
|102 Pakistan|
|103 Panama|
|104 Vanuatu|
|105 Bahamas|
|106 Papua New Guinea|
|107 Paraguay|
|108 Barbados|
|109 Hungary|
|110 Bangladesh|
|111 Fiji|
|112 Philippines|
|113 Finland|
|114 Bhutan|
|115 Brazil|
|116 France|
|117 Bulgaria|
|118 Burkina Faso|
|119 Brunei|
|120 Burundi|
|121 Vietnam|
|122 Benin|
|123 Venezuela|
|124 Belize|
|125 Peru|

|126 Belgium|
|127 Poland|
|128 Botswana|
|129 Bolivia|
|130 Portugal|
|131 Hong Kong|
|132 Honduras|
|133 Marshall|
|134 Macau|
|135 Former Yugoslav Republic of Macedonia|
|136 Madagascar|
|137 Malawi|
|138 Mali|
|139 Malta|
|140 Malaysia|
|141 Micronesia|
|142 Republic of South Africa|
|143 Myanmar|
|144 Mexico|
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|146 Mauritania|
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|148 Monaco|
|149 Maldives|
|150 Moldova|
|151 Morocco|
|152 Mongolia|
|153 Jordan|
|154 Laos|
|155 Latvia|
|156 Lithuania|
|157 Liechtenstein|

|158 Romania|

|159 Luxembourg|

|160 Rwanda|

|161 Lesotho|

|162 Lebanon|

|163 Russia|

Appended Table 2 (Re: Art. 5)

||Technology|

|{(1)}|Aircraft technology that falls under any of the following categories|

||{(a)}|Technology related to the design, manufacture, or use of aircraft|

||{(b)}|Technology related to the design, manufacture, or use of any aircraft parts or auxiliary equipment|

|{(2)}|Weapons technology that falls under any of the following categories|

||{(a)}|Technology related to the design, manufacture, or use of weapons|

||{(b)}|Technology related to the design, manufacture, or use of any weapons parts or accessories|

||{(c)}|Technology related to the manufacture of electronic equipment for military use|

|{(3)}|Explosives manufacturing technology|

|{(4)}|Nuclear power technology that falls under any of the following categories|

||{(a)}|Technology related to the design, manufacture, or use of nuclear reactors (including nuclear fusion reactors; the same applies hereinafter) or their parts, auxiliary equipment, components, nuclear turbines, or nuclear power generators|

||{(b)}|Technology related to the design, manufacture, use, or reprocessing of nuclear fuel, or technology related to the design or manufacture of equipment used therefor|

||{(c)}|Technology related to the design, manufacture, or use of radiation generators, technology related to the use or processing of radioactive substances, or technology related to the design or manufacture of equipment used therefor|

||{(d)}|Technology related to the use of nuclear reactions by means other than nuclear reactors|

|{(5)}|Space development technology that falls under any of the following categories|

||{(a)}|Technology related to the design, manufacture, or use of spacecraft (excluding meteorological sounding rockets; the same applies hereinafter) or equipment specially designed for the launching, guidance control, tracking, or use of spacecraft, or the parts, auxiliary equipment, or materials thereof|

||{(b)}|Technology related to the design, manufacture, or use of test equipment specially designed for the development of spacecraft or the parts, auxiliary equipment, or materials thereof|

||(c) Technology related to the design, manufacture or use of the thrust source of spacecraft|

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