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Introduction

Regulations governing the commercial activities of official participants are provided in the General Regulations of the 2005 World Exposition, Aichi, Japan (hereinafter referred to as “the General Regulations” and the 2005 World Exposition, Aichi, Japan, as “the Exhibition”), as well as Special Regulation No. 9 concerning commercial activities by official participants (hereinafter referred to as “Special Regulation No. 9”). These guidelines have been created in succession to GL9-1 “Guidelines for Commercial Activities by Official Participants” (August 2003), for the purpose of explaining and supplementing the information contained in the General Regulations and Special Regulation No.9.

Since matters required for operating commercial activities are stipulated herein, these Guidelines also refer to the provisions of other regulations and guidelines, such as business licensing based on the Food Sanitation Law and import regulations. For details of such provisions, please refer to the quoted regulations or guidelines.

Supplementary information concerning commercial activities, such as handling of sales proceeds and advertising standards, will be produced and distributed in April 2004.

I. License Application Procedures for Commercial Activities

The guidelines for official participants who plan to operate restaurants or sell foods are as shown below:

1. Types of business for which license is required

Under the Japanese law (Food Sanitation Law), Participants wishing to conduct any of the 34 types of food-related businesses shown below, including restaurant businesses, which have significant influence on public health, are requiring licensing from the Governor of Aichi Prefecture.

Of the 34 types of business, major businesses that official participants are expected to operate within the site of the Exhibition are listed below:

- Restaurants
- Tea/Coffee shops
- Confectionery
- Ice creams manufacturing
- Milk selling
- Meal selling
- Fish/shellfish selling
- Ice manufacturing
- Ice selling

A food business license will be granted if it is proved that the business facility complies with prescribed standards by inspection conducted after completion of construction. Be sure to submit in advance the design drawings of the facility for approval.

For detailed information on food business licenses mentioned above, refer to the guidelines for official participants GL10-1: Food Sanitation in the “EXPO 2005 AICHI, JAPAN” Venue.

2. Types of business for which notification is required

Notification is required for the sale of food products, offering of free samples of food and drink, and other food businesses that do not fall under any of the aforementioned 34 types of business for which food business licenses are required.

Aichi Prefecture plans to set up the Food and Environment Center (tentative name) on the site of the Exhibition to grant business licenses or receive notification for food businesses. Be sure to consult with the Center before submitting an application or notification.

3. Sale of liquors, tobacco and salt

Official participants who intend to sell liquors, tobacco or salt must follow the procedures described separately in the following sections. However, such official participants are recommended to tie up with Japanese partners, since it may be difficult for them to obtain licenses to sell liquors, tobacco or salt due to the relevant laws and ordinances of Japan.

(1) License for the sale of liquors

Official participants who wish to sell liquors must obtain a license from the director of the competent tax office of the Nagoya Regional Taxation Bureau (Showa Tax Office), pursuant to the Liquor Tax Law.

For details of the procedures, please consult with the contact section indicated in the table below.

Application procedures	Fill out an application form, prepare accompanying documents and submit them to the office specified below.		
Fee	Free		
Accompanying documents	Items (in the case of a corporate applicant)	Temporary liquor vendor's license	
		Applicant already licensed	Other applicant
	1. A written oath (pledging that the application does not fall under any of the conditions prescribed in Article 10 of the Liquor Tax Law)	×	○
	2. A written oath (pledging that the applicant does not fall under the category: a violator of a statute concerning liquor taxes who has not fulfilled what notification procedure requires, or who has been charged but has not been sentenced yet)	×	○
	3. A written oath (regarding sales policy)	○	○
	4. A document certifying that the applicant is licensed for the sales or manufacture of liquor (valid liquor licensing notice, certificate of qualification etc.)	○	×
	5. A written oath stating that the applicant has no currently unpaid balance of national taxes during the past year, and a tax certificate stating that the applicant has no currently unpaid balance of local taxes	×	○
	6. A certified copy of commercial register and the articles of incorporation (Foreign companies may submit a document sufficient to provide the particulars of a foreign company as prescribed in Article 104 Paragraph 1 Subparagraph 3 of the Commercial Registration Law)	×	○
	7. A document describing the status of the proposed sales facility	○	○

	8. A document describing the site where, and the event for which, the proposed sales facility will be installed; and a document stipulating a method of disposal of alcoholic beverages left in stock after closing of the liquor retail sales business in the proposed facility, as well as a written acceptance pledge of the liquor manufacturer or vendor that will receive such alcoholic beverages	○	○
Application form	Application for liquor vendor's license		
Submit to	Showa Tax Office 1-4, Aza Nishifujitsuka, Mizuho-cho, Mizuho-ku, Nagoya City 467-8510 Tel. +81-52-881-1541		
Contact for consultation	<ul style="list-style-type: none"> - Corporation tax division of the above tax office - Naka Tax Examination Group (liquor tax and industry), Nagoya Naka Tax Office 3-3-2, Sannomaru, Naka-ku, Nagoya City 460-8522 Tel. +81-52-962-3131		
Standard processing time	Within 2 months, in principle		

(2) Permission and registration for the sale of tobacco

1) Permission for retailing of tobacco products

Official participants who wish to sell manufactured tobacco products must obtain a permit from the Director-General of the Tokai Local Finance Bureau, pursuant to the Tobacco Business Law.

For details of the procedures, please consult with the contact section indicated in the table below.

Application procedures	Fill out an application form, prepare accompanying documents and submit them to the office specified below.
Fee	Free
Accompanying documents	<p>In the case of a corporate applicant</p> <ol style="list-style-type: none"> 1. A written oath (pledging that the applicant does not fall under any of the subparagraphs of Article 23 of the Tobacco Business Law) (Tobacco Business Law Enforcement Regulations Form No.18) 2. A certified copy of commercial register 3. Articles of incorporation, or articles of founding (Foreign companies may submit a document sufficient to provide the particulars of a foreign company as prescribed in Article 104 Paragraph 1 Subparagraph 3 of the Commercial Registration Law) 4. A drawing indicating the projected place of business 5. A copy of written consent of the owner of the place of business or a lease contract (if the place of business does not belong to the applicant) 6. A written oath regarding prevention of underage smoking (if the place of business does not belong to the applicant)
Application form	Application for tobacco retailer license (Tobacco Business Law Enforcement Regulations Form No.17)
Submit to	Branch office of the Japan Tobacco, Inc. nearest the projected place of business for tobacco retail sales
Contact for consultation	<p>Local Financial Section, Local Financial Department, Tokai Local Finance Bureau 3-3-1, Sannomaru, Naka-ku, Nagoya City 460-8521 Tel. +81-52-951-2546</p> <p>To inquire where to submit or how to fill in the application: Nagoya Branch Office, Japan Tobacco, Inc. JT Nagoya Building, 1-5-2, Sannomaru, Naka-ku, Nagoya City 460-0001 Tel. +81-52-201-1764</p>
Standard processing time	Within 3 months from end of month in which application is filed

- 2) Application for special tobacco vendor registration, and application for approval of retail pricing of tobacco products
- Official participants who wish to import and sell tobacco products must be registered with the Director-General of Nagoya Customs pursuant to the Tobacco Business Law, in addition to obtaining a permit for the retail sales of tobacco products as described in section 1).
- After registering as a special tobacco vendor, the official participant must set a suggested retail price for each product and obtain approval from the Minister of Finance before import.
- For details of the procedures, please consult with the contact section indicated in the table below.

a. Application for special tobacco vendor registration

Application procedures	Fill out an application form, prepare accompanying documents and submit them to the office specified below.
Fee	Free (Prior payment of registration and license tax of 150,000 yen is required.)
Accompanying documents	In the case of a corporate applicant 1. A written oath (Tobacco Business Law Enforcement Regulations Form No.10) 2. Articles of incorporation, or articles of founding (Foreign companies may submit a document sufficient to provide the particulars of a foreign company as prescribed in Article 104 Paragraph 1 Subparagraph 3 of the Commercial Registration Law.) 3. A certified copy of commercial register 4. A receipt of payment of registration and license tax (150,000 yen)
Application form	Application for special tobacco vendor registration (Tobacco Business Law Enforcement Regulations Form No.1)
Submit to	Special Supervisory Inspector (unit No.1), Post-entry Examination and Customs Area Division, Nagoya Customs Nagoya Customs Izumi Office, 1-22-27, Izumi, Higashi-ku, Nagoya City 461-0001 Tel. +81-52-963-6036
Contact for consultation	Same as above
Standard processing time	On last day of month after that in which application is filed

b. Application for approval of retail pricing of tobacco products

Application procedures	Submit completed application form together with sample product to the office stipulated below. Before submission, the imported price listed on the application form must be checked by the Director-General of Customs.
Fee	Free
Accompanying material	Sample product
Application form	Application for approval of retail pricing of tobacco products (Tobacco Business Law Enforcement Regulations Form No.29)
Submit to	Tobacco and Salt Industries Office, Co-ordination Division, Finance Bureau, Ministry of Finance 3-1-1, Kasumigaseki, Chiyoda-ku, Tokyo 100-8940 Tel. +81-3-3581-4111
Contact for consultation	Same as above
Standard processing time	About one month

(3) Registration for the sale of salt

Official participants who wish to sell salt must be registered in advance with the Director-General of Nagoya Customs pursuant to the Salt Business Law.

For details of the procedures, please consult with the contact section indicated in the table below.

Application procedures	Fill out an application form, prepare accompanying documents and submit them to the office specified below.
Fee	Free
Accompanying documents	In the case of a corporate applicant 1. Articles of incorporation, or articles of founding (Foreign companies may submit a document sufficient to provide the particulars of a foreign company as prescribed in Article 104 Paragraph 1 Subparagraph 3 of the Commercial Registration Law.) 2. A certified copy of commercial register 3. A written oath (pledging that the applicant does not fall under any of the subparagraphs of Paragraph 1 of Article 7 of the Salt Business Law, the provisions of which apply <i>mutatis mutandis</i> to the case mentioned in Article 17 of the Law) (Salt Business Law Enforcement Regulations Form No.13)
Application form	Application for special salt vendor registration (Salt Business Law Enforcement Regulations Form No.12)
Submit to	Special Supervisory Inspector (unit No.1), Post-entry Examination and Customs Area Division, Nagoya Customs Nagoya Customs Izumi Office, 1-22-27, Izumi, Higashi-ku, Nagoya City 461-0001 Tel. +81-52-963-6036
Contact for consultation	Same as above
Standard processing time	On last day of month after that in which application is filed

II. Import Regulations

The following articles are prohibited or controlled from entry into Japan by law.

1. Major articles prohibited in principle

- (1) Opium, cocaine, heroin, marijuana, stimulant drugs and psychotropic substances
- (2) Firearms (pistols, guns etc.) and ammunition (bullets)
- (3) Obscene or immoral magazines, videotapes etc.
- (4) Articles that infringe on intellectual property rights, such as counterfeit brand-name goods, and the like

2. Major controlled articles

To import the following articles, it is necessary to obtain a permit/approval from, or notify, the competent authorities, or take other required actions pursuant to the relevant laws and ordinances.

- (1) Articles subject to import quota system
- (2) Plant and animal species and their derivatives protected by the Convention on International Trade in Endangered Species of Wild Fauna and Flora (Washington Convention)
- (3) Rice, barley and wheat
- (4) Alcohol
- (5) Dairy products
- (6) Meat and meat substitutes
- (7) Vegetables and fruits, and the like

For detailed information on the prohibited and controlled articles mentioned above, refer to the provisions of Article 15 of the Special Regulation No.7 concerning transportation, customs clearance and handling of cargo, Section 6 of Customs Rule (Customs Procedures for Goods used in “The 2005 World Exposition, Aichi, Japan”), and the guidelines for official participants GL7-1 “Guidelines for Customs Rule” and GL7-2 “Guidelines for Cargo Handling.”

Import clearance and import quota application procedures shall be completed on the importer’s own responsibility.

III. Basic Conditions of Commercial Activities

1. Business hours

Business hours for commercial activities shall conform to the open hours of pavilions as prescribed in Article 3 of the Special Regulations No.13 concerning admissions to the Exhibition site.

2. Service fees

Official participants who use, for their commercial activities, utilities (water and sewerage, gas, electricity, cooling water for air-conditioning) provided by the Japan Association for the 2005 World Exposition (hereinafter referred to as the “Organizer”) will be charged for the cost together with service fees incurred from non-commercial activities.

3. Cleaning, waste disposal and anti-vermin measures

Official participants shall be responsible for cleaning of their facilities, disposal of waste and implementation of measures to keep free of vermin the facilities and equipment they manage, in accordance with regulations separately specified by the Organizer.

IV. Sale and Donation of Exhibited Objects

Official participants may sell or transfer articles they have exhibited, or materials they have used for the exhibition, provided that these articles only be made available after closure of the Exhibition. Such sale and transfer will not be deemed commercial activities subject to the royalties determined in Article 7 of the Special Regulations No.9. In such case, the official participants concerned must, in accordance with relevant laws and regulations, obtain necessary permission before handing over such articles, and pay custom duties and internal taxes on consumption.

If official participants donate articles to local public bodies or other specific organizations for specific purposes, such as goodwill donation, such transactions will be exempt from custom duties and internal consumption taxes. For conditions of exemption from such taxation, refer to Customs Rule and the guidelines for official participants GL7-1 “Guidelines for Customs Rule.”

V. Commercial Activities Outside Pavilions

In some World Expositions in the past, official participants were allowed to operate restaurants and sell goods outside their pavilions, if they so wished.

In this Exhibition, however, commercial activities outside pavilions shall not be allowed on the grounds that only a small area of land is available for facilities and visitor areas, since the site was designed to take advantage of the lay of the land, and there are many official participants. As for restaurants and boutiques within the Exhibition site, the Organizer plans to accept concessionaire applications in April 2004.