

Annex 9
referred to in Chapter 10

Government Procurement

Part 1
List of Japan

Section 1
Central Government Entities

1. Goods

- (a) Threshold:
130,000 SDR
- (b) Procuring Entities:
Entities covered by Annex 1 of Japan in Appendix I to the Agreement on Government Procurement in Annex 4 to the WTO Agreement as of December 31, 2010, as follows:
- House of Representatives
 - House of Councillors
 - Supreme Court
 - Board of Audit
 - Cabinet
 - National Personnel Authority
 - Cabinet Office
 - Imperial Household Agency
 - National Public Safety Commission (National Police Agency)
 - Financial Services Agency
 - Consumer Affairs Agency
 - Ministry of Internal Affairs and Communications
 - Ministry of Justice
 - Ministry of Foreign Affairs
 - 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
- Ministry of Environment
- Ministry of Defense

2. Services

(a) Threshold:

- (i) Construction services: 4,500,000 SDR
- (ii) Architectural, engineering and other technical services covered by Chapter 10: 450,000 SDR
- (iii) Other services: 130,000 SDR

(b) Procuring Entities:

Procuring Entities set out in paragraph 1

Notes to Section 1:

1. The Procuring Entities set out in this Section 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 (Law No. 120 of 1948) and the Law establishing the Cabinet Office (Law No. 89 of 1999).

2. Chapter 10 shall not apply to contracts to be awarded to cooperatives or associations in accordance with laws and regulations existing at the time of the entry into force of this Agreement.

Section 2
Sub-Central Government Entities

1. Goods

- (a) Threshold:
200,000 SDR
- (b) Procuring Entities:
Entities covered by Annex 2 of Japan in Appendix I to the Agreement on Government Procurement in Annex 4 to the WTO Agreement as of December 31, 2010, as follows:

- Hokkaido
- Aomori-ken
- Iwate-ken
- Miyagi-ken
- Akita-ken
- Yamagata-ken
- Fukushima-ken
- Ibaraki-ken
- Tochigi-ken
- Gunma-ken
- Saitama-ken
- Chiba-ken
- Tokyo-to
- Kanagawa-ken
- Niigata-ken
- Toyama-ken
- Ishikawa-ken
- Fukui-ken
- Yamanashi-ken
- Nagano-ken
- Gifu-ken
- Shizuoka-ken
- Aichi-ken
- Mie-ken
- Shiga-ken
- Kyoto-fu
- Osaka-fu
- Hyogo-ken
- Nara-ken
- Wakayama-ken
- Tottori-ken
- Shimane-ken
- Okayama-ken

- Hiroshima-ken
- Yamaguchi-ken
- Tokushima-ken
- Kagawa-ken
- Ehime-ken
- Kochi-ken
- Fukuoka-ken
- Saga-ken
- Nagasaki-ken
- Kumamoto-ken
- Oita-ken
- Miyazaki-ken
- Kagoshima-ken
- Okinawa-ken
- Osaka-shi
- Nagoya-shi
- Kyoto-shi
- Yokohama-shi
- Kobe-shi
- Kitakyushu-shi
- Sapporo-shi
- Kawasaki-shi
- Fukuoka-shi
- Hiroshima-shi
- Sendai-shi
- Chiba-shi

2. Services

(a) Threshold:

- (i) Construction services: 15,000,000 SDR
- (ii) Architectural, engineering and other technical services covered by Chapter 10: 1,500,000 SDR
- (iii) Other services: 200,000 SDR

(b) Procuring Entities:

Procuring Entities set out in paragraph 1

Notes to Section 2:

1. The Procuring Entities set out in this Section include all internal sub-divisions, attached organizations and branch offices of their governors or mayors, committees and other organizations provided for in the Local Autonomy Law (Law No. 67 of 1947).
2. Chapter 10 shall not apply to contracts to be awarded to cooperatives or associations in accordance with laws and regulations existing at the time of the entry into force of this Agreement.
3. Chapter 10 shall not apply to contracts which the procuring entities award for purposes of their daily profit-making activities which are exposed to competitive forces in markets. This note shall not be used in a manner which circumvents the provisions of the Chapter 10.
4. Procurement related to operational safety of transportation is not included.
5. Procurement related to the production, transport or distribution of electricity is not included.

Section 3
All Other Entities

1. Goods

(a) Threshold:
130,000 SDR

(b) Procuring Entities:

(i) Group A

- Japan Water Agency
- Japan Railway Construction, Transport and Technology Agency (a) (d) (e)
- Narita International Airport Corporation
- East Nippon Expressway Company Limited
- Central Nippon Expressway Company Limited
- West Nippon Expressway Company Limited
- Metropolitan Expressway Company Limited
- Hanshin Expressway Company Limited
- Honshu-Shikoku Bridge Expressway Company Limited
- Japan Expressway Holding and Debt Repayment Agency
- Urban Renaissance Agency (a)
- Japan Science and Technology Agency
- Japan Atomic Energy Agency (b)
- Japan Environmental Safety Corporation
- Japan International Cooperation Agency
- Welfare and Medical Service Agency
- Government Pension Investment Fund
- Agriculture and Livestock Industries Corporation
- Japan Oil, Gas and Metals National Corporation (c)
- Organization for Small & Medium Enterprises and Regional Innovation, JAPAN
- Japan Post
- Japan Labour Health and Welfare Organization
- Employment and Human Resources Development Organization of Japan
- Okinawa Development Finance Corporation
- Japan Finance Corporation
- Japan Housing Finance Agency

- Japan Finance Organization for Municipalities
- Development Bank of Japan Inc.
- Tokyo Metro Co., Ltd. (a)
- Northern Territories Issue Association
- National Consumer Affairs Center of Japan
- RIKEN (b)
- Environmental Restoration and Conservation Agency
- Fund for the Promotion and Development of the Amami Islands
- Japan Foundation
- Japan Student Services Organization
- Japan Arts Council
- Japan Society for the Promotion of Science
- University of the Air Foundation
- National Agency for the Advancement of Sports and Health
- Social Insurance Medical Fee Payment Fund
- National Center for Persons with Severe Intellectual Disabilities, Nozominosono
- Japan Racing Association
- Mutual Aid Association of Agriculture, Forestry and Fishery Corporation Personnel
- The National Association of Racing
- Farmers' Pension Fund
- JKA
- Japan External Trade Organization
- New Energy and Industrial Technology Development Organization
- Japan Alcohol Corporation
- Japan National Tourism Organization
- The Japan Institute for Labour Policy and Training
- The Promotion and Mutual Aid Corporation for Private Schools of Japan
- Organization for Workers' Retirement Allowance Mutual Aid

(ii) Group B

- National Archives of Japan
- National Institute of Information and Communications Technology
- National Research Institute of Brewing

- National Center for University Entrance Examinations
- National Institute of Special Needs Education
- National Institution for Youth Education
- National Women's Education Center
- National Museum of Nature and Science
- National Institute for Materials Science
- National Research Institute for Earth Science and Disaster Prevention
- National Institute of Radiological Sciences
- National Museum of Art
- National Institutes for Cultural Heritage
- National Center for Teachers' Development
- National Institute of Health and Nutrition
- National Institute of Occupational Safety and Health
- Food and Agricultural Materials Inspection Center
- National Center for Seeds and Seedlings
- National Livestock Breeding Center
- National Agriculture and Food Research Organization
- National Fisheries University
- National Institute of Agrobiological Sciences
- National Institute for Agro-Environmental Sciences
- Japan International Research Center for Agricultural Sciences
- Forestry and Forest Products Research Institute
- Fisheries Research Agency
- Research Institute of Economy, Trade and Industry
- National Center for Industrial Property Information and Training
- Nippon Export and Investment Insurance
- National Institute of Advanced Industrial Science and Technology
- National Institute of Technology and Evaluation
- Public Works Research Institute
- Building Research Institute
- Japan Health Insurance Association

- Japan Pension Service
- National Cancer Center
- National Cerebral and Cardiovascular Center
- National Center for Neurology and Psychiatry
- National Center for Global Health and Medicine
- National Center for Child Health and Development
- National Center for Geriatrics and Gerontology
- National Traffic Safety and Environment Laboratory
- National Maritime Research Institute
- Port and Airport Research Institute
- Electronic Navigation Research Institute
- Marine Technical Education Agency
- National Institute for Sea Training
- Civil Aviation College
- National Institute for Environmental Studies
- Labor Management Organization for USFJ Employees
- National Agency of Vehicle Inspection
- National Statistics Center
- Japan Mint
- National Printing Bureau
- Japan Nuclear Energy Safety Organization
- National Hospital Organization
- National University Corporation
- Inter-University Research Institute Corporation
- Institute of National Colleges of Technology, Japan
- National Institution for Academic Degrees and University Evaluation
- Center for National University Finance and Management

2. Services

(a) Threshold:

(i) Construction services:

(A) 4,500,000 SDR for Japan Post in Group A

- (B) 15,000,000 SDR for all other procuring entities in Group A
- (C) 4,500,000 SDR for procuring entities in Group B
- (ii) Architectural, engineering and other technical services covered by Chapter 10: 450,000 SDR
- (iii) Other services: 130,000 SDR
- (b) Procuring Entities:
Procuring Entities set out in paragraph 1

Notes to Section 3:

1. Chapter 10 shall not apply to contracts to be awarded to co-operatives or associations in accordance with laws and regulations existing at the time of the entry into force of this Agreement.

2. Chapter 10 shall not apply to contracts which the procuring entities in Group A award for purposes of their daily profit-making activities which are exposed to competitive forces in markets. This note shall not be used in a manner which circumvents the provisions of Chapter 10.

3. Notes to specific procuring entities:

- (a) Procurement related to operational safety of transportation is not included.
- (b) Procurement which could lead to the disclosure of information incompatible with the purpose of the Treaty on the Non-Proliferation of Nuclear Weapons or with international agreements on intellectual property is not included. Procurement for safety-related activities aiming at utilization and management of radioactive materials and responding to emergencies of nuclear installation is not included.
- (c) Procurement related to geological and geophysical survey is not included.

- (d) Procurement of advertising services, construction services and real estate services is not included.
- (e) Procurement of ships to be jointly owned with private companies is not included.

Section 4
Goods

Chapter 10 shall apply to all goods that are procured by the procuring entities set out in Sections 1 through 3. However, for procurement by the Ministry of Defense, only the following goods, which are specified in Annex 1 of Japan in Appendix I to the Agreement on Government Procurement in Annex 4 to the WTO Agreement as of December 31, 2010 are included in the coverage of Chapter 10:

- Railway Equipment
- Tractors
- Woodworking Machinery and Equipment
- Metalworking Machinery
- Service and Trade Equipment
- Special Industry Machinery
- Agricultural Machinery and Equipment
- Construction, Mining, Excavating, and Highway Maintenance Equipment
- Materials Handling Equipment
- Rope, Cable, Chain, and Fittings
- Refrigeration, Air Conditioning, and Air Circulating Equipment
- Pumps and Compressors
- Plumbing, Heating and Sanitation Equipment
- Water Purification and Sewage Treatment Equipment
- Pipe, Tubing, Hose, and Fittings
- Valves
- Hand Tools
- Measuring Tools
- Lumber, Millwork, Plywood and Veneer
- Electric Wire, and Power and Distribution Equipment
- Lighting Fixtures and Lamps
- Medical, Dental, and Veterinary Equipment and Supplies
- Chemical Analysis Instruments
- Physical Properties Testing Equipment
- Laboratory Equipment and Supplies
- Time Measuring Instruments
- Optical Instruments
- Geophysical and Astronomical Instruments
- Meteorological Instruments and Apparatus
- Scales and Balances
- Drafting, Surveying, and Mapping Instruments
- Liquid and Gas Flow, Liquid Level, and Mechanical Motion Measuring Instruments

- Pressure, Temperature, and Humidity Measuring and Controlling Instruments
- Combination and Miscellaneous Instruments
- Photographic Equipment
- Chemicals and Chemical Products
- Furniture
- Household and Commercial Furnishings and Appliances
- Food Preparation and Serving Equipment
- Office Machines and Visible Record Equipment
- Office Supplies and Devices
- Books, Maps, and Other Publications
- Musical Instruments, Phonographs, and Home-type Radios
- Cleaning Equipment and Supplies
- Brushes, Paints, Sealers, and Adhesives
- Drums and Cans
- Boxes, Cartons, and Crates
- Bottles and Jars
- Reels and Spools
- Packaging and Packing Bulk Materials
- Toiletries
- Agricultural Supplies
- Non-metallic Fabricated Materials
- Non-metallic Crude Materials
- Miscellaneous

Section 5
Services

Chapter 10 shall apply to all the following services that are specified in Annex 4 of Japan in Appendix I to the Agreement on Government Procurement in Annex 4 to the WTO Agreement as of December 31, 2010 and that are procured by the procuring entities set out in Sections 1 through 3:

- Construction work
- Maintenance and repair services of motor vehicles (Note 1)
- Maintenance and repair services of motorcycles and snowmobiles (Note 1)
- Other land transport services (except Mail transportation by land)
- Rental services of sea-going vessels with operator
- Rental services of non-sea-going vessels with operator
- Air transport services (except Mail transportation by air)
- Freight transport agency services
- Courier services (Note 2)
- Telecommunications services
 - Electronic mail;
 - Voice mail;
 - On-line information and data base retrieval;
 - Electronic data interchange (EDI);
 - Enhanced facsimile services;
 - Code and protocol conversion; and
 - On-line information and/or data processing (including transaction processing)
- Computer and related services
- Market research and public opinion polling services
- Architectural, engineering and other technical services (Note 3)
- Advertising services
- Armoured car services
- Building-cleaning services
- Publishing and printing services (Note 4)
- Repair services incidental to metal products, machinery and equipment
- Sewage and refuse disposal, sanitation and other environmental protection services

Notes to specific services of Section 5:

Note 1 Maintenance and repair services are not included with respect to those motor vehicles, motorcycles and snowmobiles which are specifically modified and inspected to meet regulations of the procuring entities.

Note 2 Courier services are not included with respect to letters.

Note 3 Only architectural, engineering and other technical services related to construction services, with the exception of the following services when procured independently, are included:

- Final design services of CPC 86712 Architectural design services;
- CPC 86713 Contract administration services;
- Design services consisting of one or a combination of final plans, specifications and cost estimates of either CPC 86722 Engineering design services for the construction of foundations and building structures, or CPC 86723 Engineering design services for mechanical and electrical installations for buildings, or CPC 86724 Engineering design services for the construction of civil engineering works; and
- CPC 86727 Other engineering services during the construction and installation phase.

For the purposes of this Part, the term "CPC" means the Provisional Central Product Classification (Statistical paper Series M, No. 77, Department of International Economic and Social Affairs, Statistical Office of the United Nations, New York, 1991).

Note 4 Publishing and printing services are not included with respect to materials containing confidential information.

Section 6
Construction Services

Chapter 10 shall apply to all the following construction services that are procured by the procuring entities set out in Sections 1 through 3:

- CPC 51 Construction work

Note to Section 6:

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 CPC.

Section 7
Publications

1. Publications with respect to Section 1

Kanpō

2. Publications with respect to Section 2

Kenpō

Shihō

or their equivalents

3. Publications with respect to Section 3

Kanpō

Section 8
Value of Thresholds

1. The value of thresholds set out in Sections 1 through 3 shall be calculated and converted into Yen in every even-numbered year, based on an average value of Yen in terms of SDRs in the most recent two-year period starting on January 1 of the year before the preceding year and ending on December 31 of the preceding year.

2. Japan shall notify Peru such value of thresholds and the period of its validity upon the entry into force of this Agreement and then notify every two years the value of newly calculated thresholds and the period of its validity one month prior to the date of the expiry of the previous value of thresholds.

Part 2
List of Peru

Section 1
Central Government Entities

1. (a) Goods

Threshold: 130,000 SDR
 - (b) Services other than Architectural, Engineering and Other Technical Services related to Construction Services

Threshold: 130,000 SDR
 - (c) Architectural, Engineering and Other Technical Services related to Construction Services

Threshold: 450,000 SDR
 - (d) Construction Services

Threshold: 5,000,000 SDR
2. List of Entities:
- Asamblea Nacional de Rectores (National Assembly of Rectors)
 - Banco Central de Reserva del Perú (Central Reserve Bank of Peru)
 - Congreso de la República del Perú (Congress of the Republic of Peru)
 - Consejo Nacional de la Magistratura (National Council of Magistrates)
 - Contraloría General de la República (Comptroller General's Office of the Republic)
 - Defensoría del Pueblo (Office of the People's Ombudsperson)
 - Jurado Nacional de Elecciones (National Electoral Board)
 - Ministerio del Ambiente (Ministry of Environment)
 - Ministerio de Agricultura (Ministry of Agriculture)
 - Ministerio de Comercio Exterior y Turismo (Ministry of Foreign Trade and Tourism)

- Ministerio de Defensa (Ministry of Defense) (Note 2)
- Ministerio de Economía y Finanzas (Ministry of Economy and Finance) (Note 3)
- Ministerio de Educación (Ministry of Education)
- Ministerio de Energía y Minas (Ministry of Energy and Mining)
- Ministerio de Justicia (Ministry of Justice)
- Ministerio de la Mujer y Desarrollo Social (Ministry of the Woman and Social Development)
- Ministerio de la Producción (Ministry of Production)
- Ministerio de Relaciones Exteriores (Ministry of Foreign Affairs)
- Ministerio de Salud (Ministry of Health)
- Ministerio de Trabajo y Promoción del Empleo (Ministry of Labor and Employment Development)
- Ministerio de Transportes y Comunicaciones (Ministry of Transport and Telecommunications)
- Ministerio de Vivienda, Construcción y Saneamiento (Ministry of Housing, Construction and Sanitation) (Note 4)
- Ministerio del Interior (Ministry of the Interior) (Note 2)
- Ministerio Público (Prosecutor's Ministry)
- Oficina Nacional de Procesos Electorales (National Office of Electoral Processes)
- Poder Judicial (Judicial Power)
- Presidencia del Consejo de Ministros (Presidency of the Council of Ministers)
- Registro Nacional de Identificación y Estado Civil (National Registry of Identification and Marital Status)
- Seguro Social de Salud (ESSALUD) (Health Insurance) (Note 5)
- Superintendencia de Banca, Seguros y AFPs (Superintendence of Banking, Insurance and AFPs)
- Tribunal Constitucional (Constitutional Tribunal)
- Universidad Nacional del Altiplano (National University of the Altiplano)
- Universidad del Centro del Perú (Central University of Peru)
- Universidad Nacional Mayor de San Marcos (National University of San Marcos)
- Universidad Nacional Agraria La Molina (National Agrarian University La Molina)

- Universidad Nacional Agraria de la Selva (National Agrarian University of the Forest)
- Universidad Nacional Amazónica de Madre de Dios (Amazonic National University of Madre de Dios)
- Universidad Nacional Daniel Alcides Carrión (Daniel Alcides Carrion National University)
- Universidad Nacional de Cajamarca (Cajamarca National University)
- Universidad Nacional de Educación Enrique Guzmán y Valle (Enrique Guzman y Valle National Educational University)
- Universidad Nacional de Huancavelica (Huancavelica National University)
- Universidad Nacional de Ingeniería (Engineering National University)
- Universidad Nacional de la Amazonía Peruana (National University of the Peruvian Amazon)
- Universidad Nacional de Piura (Piura National University)
- Universidad Nacional de San Agustín (San Agustin National University)
- Universidad Nacional de Trujillo (Trujillo National University)
- Universidad Nacional de Tumbes (Tumbes National University)
- Universidad Nacional de Ucayali (Ucayali National University)
- Universidad Nacional del Callao (Callao National University)
- Universidad Nacional del Santa (Santa National University)
- Universidad Nacional Federico Villareal (Federico Villareal National University)
- Universidad Nacional Hermilio Valdizán (Hermilio Valdizan National University)
- Universidad Nacional Jorge Basadre Grohmann (Jorge Basadre Grohmann National University)
- Universidad Nacional José Faustino Sánchez Carrión (José Faustino Sánchez Carrión National University)
- Universidad Nacional Micaela Bastidas de Apurímac (Micaela Bastidas National University of Apurimac)
- Universidad Nacional de San Antonio Abad del Cusco (San Antonio Abad National University of Cusco)
- Universidad Nacional San Cristóbal de Huamanga (San Cristobal National University of Huamanga)
- Universidad Nacional de San Martín (San Martin National University)

- Universidad Nacional San Luis Gonzaga de Ica (San Luis Gonzaga National University of Ica)
- Universidad Nacional Santiago Antúnez de Mayolo (Santiago Antunez de Mayolo National University)
- Universidad Nacional Toribio Rodríguez de Mendoza (Toribio Rodriguez de Mendoza National University)
- Universidad Pedro Ruiz Gallo (Pedro Ruiz Gallo National University)

Notes to Section 1:

1. Unless otherwise specified, Chapter 10 also applies to all agencies subordinated to the procuring entities listed under this Section.

2. Ministerio de Defensa and Ministerio del Interior (Ministry of Defense and Ministry of the Interior): Chapter 10 does not cover the procurement of clothing/apparel (HS 6205) and footwear (HS 64011000) by the Army, Navy, Air Force or National Police of Peru.

3. Ministerio de Economía y Finanzas (Ministry of Economy and Finance): Chapter 10 does not cover procurement by the Agency for the Promotion of Private Investment (PROINVERSION) of technical, legal, financial, economic, or similar consulting services, which are necessary to promote private investment through the granting of concessions or other means such as capital increase, joint ventures, service, leasing and management contracts.

4. Ministerio de Vivienda, Construcción y Saneamiento (Ministry of Housing, Construction and Sanitation): Chapter 10 does not cover procurement by the Comisión de Formalización de la Propiedad Informal (COFOPRI) (The Land Title Formalization Commission).

5. Seguro Social de Salud (ESSALUD) (Health Insurance): Chapter 10 does not cover the procurement of sheets (HS 6301) and blankets (HS 6302).

Section 2
Sub-Central Government Entities

1. (a) Goods

Threshold: 200,000 SDR
 - (b) Services other than Architectural, Engineering and Other Technical Services related to Construction Services

Threshold: 200,000 SDR
 - (c) Architectural, Engineering and Other Technical Services related to Construction Services

Threshold: 1,500,000 SDR
 - (d) Construction Services

Threshold: 15,000,000 SDR
2. List of Entities:
Chapter 10 covers procurement only by those entities listed in this Section.
- Gobierno Regional de Amazonas (Regional Government of Amazonas)
 - Gobierno Regional de Ancash (Regional Government of Ancash)
 - Gobierno Regional de Arequipa (Regional Government of Arequipa)
 - Gobierno Regional de Ayacucho (Regional Government of Ayacucho)
 - Gobierno Regional de Apurimac (Regional Government of Apurimac)
 - Gobierno Regional de Cajamarca (Regional Government of Cajamarca)
 - Gobierno Regional del Callao (Regional Government of Callao)
 - Gobierno Regional de Cusco (Regional Government of Cusco)
 - Gobierno Regional de Ica (Regional Government of Ica)
 - Gobierno Regional de Huancavelica (Regional Government of Huancavelica)

- Gobierno Regional de Huánuco (Regional Government of Huanuco)
- Gobierno Regional de Junín (Regional Government of Junin)
- Gobierno Regional de la Libertad (Regional Government of La Libertad)
- Gobierno Regional de Lambayeque (Regional Government of Lambayeque)
- Gobierno Regional de Lima (Regional Government of Lima)
- Gobierno Regional de Loreto (Regional Government of Loreto)
- Gobierno Regional de Madre de Dios (Regional Government of Madre de Dios)
- Gobierno Regional de Moquegua (Regional Government of Moquegua)
- Gobierno Regional de Pasco (Regional Government of Pasco)
- Gobierno Regional de Piura (Regional Government of Piura)
- Gobierno Regional de Puno (Regional Government of Puno)
- Gobierno Regional de San Martín (Regional Government of San Martin)
- Gobierno Regional de Tacna (Regional Government of Tacna)
- Gobierno Regional de Tumbes (Regional Government of Tumbes)
- Gobierno Regional de Ucayali (Regional Government of Ucayali)

Section 3
Other Entities

1. (a) Goods

Threshold: 160,000 SDR
 - (b) Services other than Architectural, Engineering and Other Technical Services related to Construction Services

Threshold: 160,000 SDR
 - (c) Architectural, Engineering and Other Technical Services related to Construction Services

Threshold: 450,000 SDR
 - (d) Construction Services

Threshold: 15,000,000 SDR
2. List of Entities:
- Agro Banco (Agriculture Bank)
 - Banco de la Nación (National Bank)
 - Banco de Materiales (Bank of Materials)
 - Compañía de Negociaciones Mobiliarias e Inmobiliarias S.A. (Negotiation Company of Real State and Movable Property)
 - Corporación Financiera de Desarrollo S.A. (Financial Corporation of Development)
 - Corporación Peruana de Aeropuertos y Aviación Civil S.A. (CORPAC) (Peruvian Corporation of Airports and Civil Aviation) (CORPAC)
 - Electricidad del Perú S.A. (ELECTROPERU) (Electricity Company of Peru)
 - Empresa Eléctrica del Sur S.A. (Electricity Company of the South)
 - Empresa de Administración de Infraestructura Eléctrica S.A. (Administration Company of Electric Infrastructure)
 - Empresa de Generación Eléctrica de Machupicchu (Hydro Power Company of Machupicchu)
 - Empresa Nacional de la Coca S.A. (ENACO) (National Company of the Coca)

- Empresa Nacional de Puertos S.A. (ENAPU) (Peru National Harbors Company) (ENAPU)
- Empresa Peruana de Servicios Editoriales (Peruvian Company of Publishing Services)
- Empresa Regional de Servicios Públicos de Electricidad del Oriente (Regional Company of Electricity Public Services of the Orient)
- Empresa Regional de Servicios Públicos de Electricidad del Sur Este S.A. (Regional Company of Electricity Public Services of the South East)
- Inmobiliaria Milenia S.A. (INMISA) (Real Estate Company Milenia)
- PERUPETRO
- Petróleos del Perú (PETROPERU) (Peru's Oil Company) (Note)
- Servicio de Agua Potable y Alcantarillado de Lima (SEDAPAL) (Potable Water and Sewerage Service of Lima)
- Servicio Industrial de la Marina (SIMA) (Naval Industrial Services)
- Servicios Postales del Perú S.A (Peru Postal Services)
- Sociedad Eléctrica del Sur Oeste (Electric Company of the South West)

Note to Section 3:

Petróleos del Perú (PETROPERU) (Peru's Oil Company):
Chapter 10 does not cover the procurement of the following goods:

- (a) Crude Petroleum
- (b) Gasoline
- (c) Propane
- (d) Diesel oil
- (e) Butane
- (f) Low sulfur medium distillation or Gasoil
- (g) Natural gas
- (h) Bio-diesel

- (i) Saturated acyclic hydrocarbons
- (j) Catalyzers
- (k) Ethanol
- (l) Additives

Section 4
Goods

Chapter 10 applies to all goods procured by the entities listed in Sections 1 through 3, subject to the Notes to the respective Sections and to Section 7.

Section 5
Services

Chapter 10 applies to all services procured by the entities listed in Sections 1 through 3, subject to the Notes to the respective Sections and to Section 7.

Chapter 10 does not cover the procurement of the following services, as elaborated in the United Nations Provisional Central Product Classification (CPC), Version 1.1. (For complete listing of Central Product Classification Version 1.1, see <http://unstats.un.org/unsd/cr/registry/regcst.asp?Cl=16>):

- CPC 8221 Accounting and auditing services
- CPC 8321 Architectural services
- CPC 8334 Engineering and design services
- CPC 8335 Engineering services during construction and installation phase
- CPC 82191 Arbitration and conciliating services

Section 6
Construction Services

Chapter 10 applies to all construction services procured by the entities listed in Sections 1 through 3, subject to the Notes to the respective Sections and to Section 7.

Section 7
General Notes

1. Chapter 10 does not apply to procurement programs on behalf of Small and Micro Enterprises.
2. Chapter 10 does not apply to the procurement of goods for food assistance programs.
3. Chapter 10 does not apply to procurement by a Peruvian entity of a good or service from another Peruvian entity.
4. Chapter 10 does not apply to the acquisition of weavings and clothing made with alpaca and llama fibers.
5. Chapter 10 does not apply to procurement by the Embassies, Consulates and other missions of the foreign service of Peru, exclusively for their operation and management.
6. Chapter 10 does not apply to:
 - (a) non-contractual agreements or any form of assistance that a Party, including a government enterprise, provides, including cooperative agreements, grants, loans, subsidies, equity infusions, guarantees, and fiscal incentives;
 - (b) the procurement or acquisition of fiscal agency or depository services, liquidation and management services for regulated financial institutions, or services related to the sale, redemption and distribution of public debt, including loans and government bonds, notes and other securities. For greater certainty, Chapter 10 does not apply to procurement of banking, financial, or specialized services related to the following activities:
 - (i) the incurring of public indebtedness; or
 - (ii) public debt management;
 - (c) purchases funded by international grants, loans, or other assistance, where the provision of such assistance is subject to conditions inconsistent with Chapter 10; and

(d) hiring of government employees and related employment measures.

7. For the purposes of Chapter 10, open tendering procedures include framework agreements and reverse auction.

8. The English language names of the procuring entities listed in Peru's List are not official names. They are provided exclusively for convenience of readers unfamiliar with Spanish language. For official purposes, Peru shall cite and publish the official Spanish language names of its procuring entities.

Section 8
Value of Thresholds

1. Peru shall calculate and convert the value of thresholds into Nuevos Soles based on the average of the daily values of Nuevos Soles in terms of SDRs over the two-year period preceding October 1 of the year prior to the thresholds becoming effective. The value of thresholds as calculated and converted into Nuevos Soles is valid for the two-year period starting on January 1 of the current year and ending on December 31 of the following year.

2. Peru shall notify Japan of the applicable value of thresholds in Nuevos Soles and the period of its validity upon the entry into force of this Agreement and then notify the value of the newly calculated thresholds in Nuevos Soles no later than one month before the respective thresholds take effect.

Section 9
Means of Publication

1. Legislation and jurisprudence: Organismo Supervisor de las Contrataciones del Estado (www.osce.gob.pe)
2. Opportunities in the procurement of goods and services: Sistema Electronico de Contrataciones del Estado (www.seace.gob.pe)
3. Opportunities in public works concessions contracts: Agencia de Promocion de la Inversion Privada (www.proinversion.gob.pe)