

**FACTUAL PRESENTATION**  
**Economic Partnership Agreement**  
**between**  
**Japan and Viet Nam**  
**(Goods and Services)**  
**Report by the Secretariat**

This report, prepared for the consideration of the Economic Partnership Agreement between Japan and the Socialist Republic of Viet Nam has been drawn up by the WTO Secretariat on its own responsibility and in full consultation with the Parties. The report has been drawn up in accordance with the rules and procedures contained in the Decision for a Transparency Mechanism for Regional Trade Agreements (WT/L/671).

Any technical questions arising from this report may be addressed to Mr. Peter Milthorp (tel.: +4122 739 5016).

G. RELATIONSHIP WITH OTHER AGREEMENTS CONCLUDED BY THE PARTIES

142. The Agreement's relationship with other agreements concluded by the Parties is defined in Article 9, where the Parties reaffirm their rights and obligations under the WTO Agreement. When there are inconsistencies in the Agreement and the WTO Agreement, the WTO Agreement will prevail to the extent of any inconsistency.

143. Article 22 provides that any commitments under Chapter 2 (trade in goods) will not affect the commitments of the parties under the Agreement on Comprehensive Economic Partnership among Japan and Member States of ASEAN.

144. Table IV.4 lists all other regional trade agreements (RTAs) notified and not notified to the GATT/WTO and in force to which Japan and Viet Nam are party.

Table IV.4  
Japan and Viet Nam: Participation in other RTAs (notified and non-notified in force), as of April 2011

Partner/ Agreement	Date of entry into force	Type of agreement	GATT/WTO Notification	
			Year	WTO Provision
<b>JAPAN</b>				
Switzerland	01.09.09	Goods & Services	2009	GATT Art. XXIV & GATS Art. V
Philippines	11.12.08	Goods & Services	2008	GATT Art. XXIV & GATS Art. V
ASEAN <sup>a</sup>	01.12.08	Goods	2009	GATT Art. XXIV
Brunei Darussalam	31.07.08	Goods & Services	2008	GATT Art. XXIV & GATS Art. V
Indonesia	01.07.08	Goods & Services	2008	GATT Art. XXIV & GATS Art. V
Thailand	01.11.07	Goods & Services	2007	GATT Art. XXIV & GATS Art. V
Chile	03.09.07	Goods & Services	2007	GATT Art. XXIV & GATS Art. V
Malaysia	13.07.06	Goods & Services	2006	GATT Art. XXIV & GATS Art. V
Mexico	01.04.05	Goods & Services	2005	GATT Art. XXIV & GATS Art. V
Singapore	30.11.02	Goods & Services	2002	GATT Art. XXIV & GATS Art. V
<b>VIET NAM</b>				
<b>ASEAN Agreements:<sup>a</sup></b>				
- ASEAN - Rep. of Korea	01.01.10	Goods	2010	GATT Art. XXIV & Enabling Clause
	01.05.09	Services	2010	GATS Art. V
- ASEAN - India	01.01.10	Goods	2010	Enabling Clause
- ASEAN - Australia - New Zealand	01.01.10	Goods & Services	2010	GATT Art. XXIV & GATS Art. V
- ASEAN - Japan	01.12.08	Goods	2009	GATT Art. XXIV
- ASEAN - China	01.07.07	Services	2008	GATS Art. V
	01.07.03	Goods	2004	Enabling Clause
- AFTA	28.01.92	Goods	1992	Enabling Clause
GSTP	19.04.89	Goods	1989	Enabling Clause

<sup>a</sup> Dates of entry into force differ.

AFTA: ASEAN Free Trade Area.

GSTP: Global System of Trade Preferences among Developing Countries.

Source: WTO Secretariat.

H. GOVERNMENT PROCUREMENT

145. Article 106, on Government Procurement, requires parties, in accordance with its laws and regulations, to enhance transparency and implement in a fair and effective manner its measures on government procurement.