

Ordinance for Enforcement of the Act on Prohibition of Chemical Weapons and Control, etc. of Specific Chemicals

(Ordinance of the Ministry of International Trade and Industry No. 40 of May 1, 1995)

Revised by:

Ordinance of the Ministry of International Trade and Industry No. 23 of March 29, 1996

Ordinance of the Ministry of International Trade and Industry No. 5 of February 26, 1997

Ordinance of the Ministry of International Trade and Industry No. 39 of March 27, 1997

Ordinance of the Ministry of International Trade and Industry No. 34 of March 30, 1998

Ordinance of the Ministry of International Trade and Industry No. 295 of October 31, 2000

Ordinance of the Ministry of Economy, Trade and Industry No. 28 of March 21, 2001

Ordinance of the Ministry of Economy, Trade and Industry No. 218 of December 14, 2001

Ordinance of the Ministry of Economy, Trade and Industry No. 76 of April 23, 2002

Ordinance of the Ministry of Economy, Trade and Industry No. 122 of December 24, 2002

Ordinance of the Ministry of Economy, Trade and Industry No. 9 of February 3, 2003

Ordinance of the Ministry of Economy, Trade and Industry No. XX of March 7, 2005

In accordance with the provisions of the Act on Prohibition of Chemical Weapons and Control, etc. of Specific Chemicals (Act No. 65 of 1995) and for the purpose of enforcing said Act, the Ordinance for Enforcement of the Act on Prohibition of Chemical Weapons and Control, etc. of Specific Chemicals shall hereby be established as follows.

Ordinance for Enforcement of the Act on Prohibition of Chemical Weapons and Control, etc. of Specific Chemicals

Article 1 (Terms)

The terms used in this Ordinance shall have the meanings of the corresponding terms used in the Act on Prohibition of Chemical Weapons and Control, etc. of Specific Chemicals (hereinafter referred to as the “Act”).

Article 2 (Application for Manufacturing License)

A person who intends to apply for a license as set forth in Article 4, paragraph 1 of the Act pursuant to paragraph 2 of the same Article shall submit a written application in Form 1 to the Minister of Economy, Trade and Industry, with the following documents attached thereto.

- (i) Drawings showing the conditions around the place of business
- (ii) Drawings showing the location of the manufacturing equipment and other equipment within the place of business
- (iii) Documents explaining the manufacturing process per chemical
- (iv) Documents explaining the specifications of the tools, machinery or equipment as set forth in Article 4, paragraph 2, item 4 per chemical
- (v) Documents explaining the method for storing the specific chemicals
- (vi) Documents stating that the applicant (in the case where the applicant is a juridical person, the juridical person or its directors in charge of its business) does not fall under any items of Article 5 of the Act
- (vii) In the case where the applicant is a juridical person, that juridical person's articles of incorporation or act of endowment and its certificate of registered matters

Article 3 (Standards for Manufacturing License)

The limit set by an Ordinance of the Ministry of Economy, Trade and Industry as set forth in Article 6, paragraph 1 of the Act shall be less than one ton per annum for each place of business; provided, however, that this shall not apply to the place of business approved by the Minister of Economy, Trade and Industry as a single small-scale facility as set forth in paragraph 8 of Part VI, Annex on Implementation and Verification, Chemical Weapons Convention.

Article 4 (Application for Permission for Change)

1. A licensed manufacturer who intends to obtain permission pursuant to Article 7, paragraph 1 of the Act shall submit a written application in Form 2 to the Minister of Economy, Trade and Industry, with the documents listed in Article 2, items 2 to 4 attached thereto.
2. Insubstantial changes specified by an Ordinance of the Ministry of Economy, Trade and Industry as set forth in the proviso of Article 7, paragraph 1 of the Act shall be such changes to the manufacturing method which will not increase the licensed manufacturer's production capacity for the specific chemicals.

Article 5 (Notification of Change)

1. A licensed manufacturer who intends to make a notification prescribed in Article 7, paragraph 2 or paragraph 3 of the Act shall submit a written notification in Form 3 to the Minister of Economy, Trade and Industry.

2. In the cases listed in the following items, the written notification as set forth in the preceding paragraph shall be accompanied by the documents specified in the respective items.

(i) Where a change is to be made to the matter listed in Article 4, paragraph 2, item 2 of the Act: documents listed in Article 2, item 1 and item 2

(ii) Where the licensed manufacturer is a juridical person, and a change has been made to the matter listed in Article 4, paragraph 2, item 1 of the Act: the juridical person's certificate of registered matters

(iii) Where an insubstantial change specified by an Ordinance of the Ministry of Economy, Trade and Industry as set forth in the proviso of Article 7, paragraph 1 of the Act has been made: documents listed in Article 2, item 2 and item 3

Article 6 (Notification of Discontinuance of Manufacture)

A licensed manufacturer who intends to make a notification prescribed in Article 8, paragraph 1 of the Act shall submit a written notification in Form 4 to the Minister of Economy, Trade and Industry.

Article 7 (Application for User License)

1. A person who intends to apply for a license prescribed in Article 10, paragraph 1 of the Act pursuant to paragraph 2 of the same Article shall submit a written application in Form 5 to the Minister of Economy, Trade and Industry.

2. The matters specified by an Ordinance of the Ministry of Economy, Trade and Industry as set forth in Article 10, paragraph 2, item 5 of the Act shall be the method for obtaining the specific chemicals to be used.

3. The application set forth in paragraph 1 shall be filed with the following documents attached thereto.

(i) Documents explaining the method for use per chemical

(ii) Documents explaining the method for storage per specific chemical

(iii) Documents explaining that the applicant (in the case where the applicant is a juridical person, the juridical person or its directors in charge of its business) does not fall under any items of Article 5 of the Act as applied mutatis mutandis through replacement of terms pursuant to Article 11, paragraph 2 of the Act

(vi) In the case where the applicant is a juridical person, the that juridical person's

articles of incorporation or act of endowment and its certificate of registered matters

Article 8 (License Certificate)

1. A license certificate prescribed in Article 10, paragraph 3 of the Act shall be prepared by using Form 6.
2. A licensed manufacturer or approved importer shall, when providing a licensed user with the specific chemical pertaining to a user license, enter the necessary matters in the sections to be filled in by the licensed manufacturer or approved importer in the licensed user's license certificate, and affix a seal thereto.
3. A licensed user may, where a license certificate is damaged or lost, obtain a reissued license certificate by submitting a written application in Form 7 to the Minister of Economy, Trade and Industry, with the damaged license certificate.
4. Upon reissuing a license certificate under the preceding paragraph, the Minister of Economy, Trade and Industry shall specify in the license certificate the quantity of the special chemical that the licensed user may accept.
5. In the following cases, a licensed user shall immediately return a license certificate (in the case set forth in item 4, a license certificate which has been lost and found) to the Minister of Economy, Trade and Industry.
 - (i) Where the license has expired.
 - (ii) Where the licensed user has achieved the purpose of the license or the need for the license no longer applies before the license expires.
 - (iii) Where the license has been revoked.
 - (iv) Where the lost license certificate has been found after the licensed user obtained a reissued license certificate pursuant to paragraph 3.

Article 9 (Special Provisions on Restriction of Manufacture)

The case specified by an Ordinance of the Ministry of Economy, Trade and Industry as set forth in the proviso of Article 14, paragraph 1 of the Act shall be the case where a person who has ordinary skills in manufacturing a specific chemical manufactures the specific chemical in such a quantity as is required to be manufactured for the purpose of manufacturing the specific chemical pertaining to the user license.

Article 10 (Notification of Provision)

A person who intends to make a notification pursuant to Article 15, paragraph 2 of the Act shall submit a written notification in Form 8 to the Minister of Economy, Trade and Industry.

Article 11 (Notification of Destruction)

A person who intends to make a notification prescribed in Article 18, paragraph 2 of the Act shall submit, three days prior to the scheduled date of destruction, a written notification in Form 9 to the Minister of Economy, Trade and Industry.

Article 12 (Notification of Succession)

A person who intends to make a notification of his/her succession to the position of a licensed manufacturer or licensed user pursuant to Article 20, paragraph 2 of the Act shall submit a written notification in Form 10 to the Minister of Economy, Trade and Industry, with the following documents attached thereto.

- (i) Where the person is one of the heirs who has succeeded to the position of the licensed manufacturer or licensed user pursuant to Article 20, paragraph 1 of the Act and has been appointed with the consent of all heirs: a document in Form 11 and a copy of his/her family register
- (ii) Where the person is an heir who has succeeded to the position of the licensed manufacturer or licensed user pursuant to Article 20, paragraph 1 of the Act, other than the one set forth in the preceding item: a document in Form 12 and a copy of his/her family register
- (iii) Where the person is the juridical person that has succeeded by merger to the position of the licensed manufacturer or licensed user pursuant to Article 20, paragraph 1 of the Act: its certificate of registered matters

Article 13 (Notification of Actual Manufacture)

A licensed manufacturer who intends to make a notification pursuant to Article 21, paragraph 1 of the Act shall submit, by the end of February each year, a written notification in Form 13 to the Minister of Economy, Trade and Industry.

Article 14 (Notification of Actual Use)

A licensed manufacturer who intends to make a notification pursuant to Article 21, paragraph 2 of the Act shall submit, within two weeks from the date of use (or the last day of the period of use which continued for two or more days), a written notification in Form 14 to the Minister of Economy, Trade and Industry; provided, however, that if the period of use continued for two weeks or longer, it shall be deemed that the period of use ended every two weeks.

Article 15 (Records)

1. The records prescribed in Article 22, paragraph 1 of the Act shall be made per chemical.
2. The matters specified by an Ordinance of the Ministry of Economy, Trade and Industry as set forth in Article 22, paragraph 1, item 5 of the Act shall be the following.
 - (i) Where a specific chemical has been provided by another person, the person who has provided it and the quantity provided.
 - (ii) Where a specific chemical has been destroyed, the quantity destroyed.
3. The journal as set forth in Article 22, paragraph 1 of the Act that is subject to paragraph 2 of the same Article shall be preserved for five years from the date of recording.

Article 15-2 (Preservation of Records by Electromagnetic Device)

1. Where the matters listed in the items of Article 22, paragraph 1 of the Act are recorded by an electromagnetic device (which means an electronic device, magnetic device or any other device not recognizable to human senses) and such records are preserved in a manner that the records can be displayed by a computer or other appliance immediately when necessary, the preservation of said records may replace the preservation of a journal in which said matters are recorded as prescribed in paragraph 2 of the same Article.
2. For the preservation prescribed in the preceding paragraph, efforts shall be made to satisfy the standards established by the Minister of Economy, Trade and Industry.

Article 16 (Notification of Estimated Quantity of First-Class Designated Chemical Manufactured, etc)

1. The quantity predetermined by an Ordinance of the Ministry of Economy, Trade and Industry as set forth in Article 24, paragraph 1 of the Act with regard to the chemicals listed in the following items shall be the quantity specified in the respective items.
 - (i) 3-Quinuclidinyl benzilate (also known as BZ): one kilogram
 - (ii) Chemicals listed in column 3 of row 2 of the Appended Table of the Order for Enforcement of the Act on Prohibition of Chemical Weapons and Control, etc. of Specific Chemicals (Cabinet Order No. 192 of May 1, 1995; hereinafter referred to as the "Order") (excluding the one listed in the preceding item): 100 kilograms
 - (iii) Chemicals listed in column 4 of row 2 of the Appended Table of the Order: one ton
2. The matters specified by an Ordinance of the Ministry of Economy, Trade and Industry as set forth in Article 24, paragraph 1 of the Act shall be the following.

- (i) The name and address of the person, as well as the name of the representative if the person is a juridical person
- (ii) The name and address of the place of business where manufacture, etc. is to be implemented
- (iii) The first-class designated chemical to be manufactured, etc.
- (iv) The number and location of the facilities for manufacture, etc. of the first-class designated chemical within the place of business
- (v) The quantity of the first-class designated chemical to be manufactured, etc. at each facility for manufacture, etc., and in the case of manufacture, the production capacity of each facility

3. A person who intends to make a notification prescribed in Article 24, paragraph 1 or paragraph 3 of the Act shall submit by September 30 each year, or a person who intends to make a notification prescribed in paragraph 2 of the same Article shall submit 30 days prior to the day when the quantity of the first-class designated chemicals to be manufactured, etc. in the current year exceeds the quantity specified in paragraph 1 for each place of business per chemical, a written notification in Form 15 to the Minister of Economy, Trade and Industry via the Director of the Regional Bureau of Economy, Trade and Industry having jurisdiction over the place of business, with the following documents attached thereto.

- (i) Drawings showing the location of the equipment for manufacture, etc. and other equipment within the place of business
- (ii) Documents explaining the process of manufacture, etc. of the first-class designated chemical (in the case of manufacture, including the method for calculating the production capacity)
- (iii) Documents prepared in a form designated by an international organization in order to report to the international organization about the details of the activities conducted at the place of business

4. The case based on an Ordinance of Ministry of Economy, Trade and Industry as set forth in Article 24, paragraph 4 of the Act shall be any of the following cases.

- (i) Where the actual quantity will be over two times the quantity reported in the notification made under the preceding paragraph.
- (ii) Where the actual quantity will be over ten times the quantity specified in paragraph 1 (except where the quantity reported in the notification made under the preceding paragraph is over ten times the quantity specified in paragraph 1).

5. A person who intends to make a notification prescribed in Article 24, paragraph 4 of the Act shall submit, 30 days prior to the day when any of the cases set forth in the

preceding paragraph occurs, a written notification in Form 16 to the Minister of Economy, Trade and Industry via the Director of the Regional Bureau of Economy, Trade and Industry having jurisdiction over the place of business.

Article 17 (Notification of Actual Quantity of First-Class Designated Chemical Manufactured, etc.)

1. The matters specified by an Ordinance of the Ministry of Economy, Trade and Industry as set forth in Article 25 of the Act shall be the following.

(i) The name and address of the person, as well as the name of the representative if the person is a juridical person

(ii) The name and address of the place of business where manufacture, etc. has been implemented

(iii) The first-class designated chemical manufactured, etc.

(iv) The quantity of the first-class designated chemical manufactured, etc., which has been exported or imported

(v) The number and location of the facilities for manufacture, etc. of the first-class designated chemical within the place of business

(vi) The quantity of the first-class designated chemical manufactured, etc. at each facility for manufacture, etc., and in the case of manufacture, the production capacity of each facility

2. A person who intends to make a notification prescribed in Article 25 of the Act shall submit, by the end of February each year, a written notification in Form 17 to the Minister of Economy, Trade and Industry via the Director of the Regional Bureau of Economy, Trade and Industry having jurisdiction over the place of business, with the following documents attached thereto.

(i) Drawings showing the location of the equipment for manufacture, etc. and other equipment within the place of business

(ii) Documents explaining the process of manufacture, etc. for the first-class designated chemical (in the case of manufacture, including the method for calculating the production capacity)

(iii) Documents prepared in a form designated by an international organization in order to report to the international organization about the details of the activities conducted at the place of business

Article 18 (Notification of Estimated and Actual Quantity of First-Class Designated Chemical Used)

1. A chemical containing a first-class designated chemical specified by an Ordinance of the Ministry of Economy, Trade and Industry as set forth in Article 26 of the Act shall be such chemical that contains the first-class designated chemical at not less than 30% of its weight.
2. The use pursuant to an Ordinance of the Ministry of Economy, Trade and Industry as set forth in Article 26 of the Act shall be the following use.
 - (i) To put the first-class designated chemical into a physical process (excluding extraction, refining, and the processes pertaining to the use as set forth in item 2)
 - (ii) To transform the first-class designated chemical into another chemical through chemical reactions
3. The provisions of the preceding two Articles shall apply mutatis mutandis to the notification made under Article 24 of the Act and Article 25 of the Act as applied mutatis mutandis pursuant to Article 26 of the Act. In this case, the term “manufacture, etc.” in the preceding two Articles shall be deemed to be replaced with “use.”

Article 19 (Notification of Estimated Quantity of Second-Class Designated Chemical Manufactured)

1. The quantity predetermined by an Ordinance of the Ministry of Economy, Trade and Industry as set forth in Article 24, paragraph 1 of the Act as applied mutatis mutandis pursuant to Article 27 of the Act shall be 30 tons for each chemical listed in column 3 or column 4 of row 3 of the Appended Table of the Order.
2. The matters specified by an Ordinance of the Ministry of Economy, Trade and Industry as set forth in Article 24, paragraph 1 of the Act as applied mutatis mutandis pursuant to Article 27 of the Act shall be the following.
 - (i) The name and address of the person, as well as the name of the representative if the person is a juridical person
 - (ii) The name and address of the place of business where manufacture is to be implemented
 - (iii) The second-class designated chemical to be manufactured
 - (iv) The number and location of the manufacturing facilities for the second-class designated chemical within the place of business
 - (v) The quantity of the second-class designated chemical to be manufactured at each manufacturing facility
3. A person who intends to make a notification prescribed in Article 24, paragraph 1 or paragraph 3 of the Act as applied mutatis mutandis pursuant to Article 27 of the Act shall make such notification by September 30 each year, and a person who intends to

make a notification prescribed in Article 24, paragraph 2 of the Act as applied mutatis mutandis pursuant to Article 27 of the Act shall make such notification 30 days prior to the day when the quantity of the second-class designated chemicals to be manufactured in the current year exceeds the quantity specified in paragraph 1 for each place of business per chemical, by submitting a written notification in Form 18 to the Minister of Economy, Trade and Industry via the Director of the Regional Bureau of Economy, Trade and Industry having jurisdiction over the place of business, with the following documents attached thereto.

- (i) Drawings showing the location of the manufacturing equipment and other equipment within the place of business
- (ii) Documents explaining the manufacturing process for the second-class designated chemical
- (iii) Documents prepared in a form designated by an international organization in order to report to the international organization about the details of the activities conducted at the place of business

4. The case based on an Ordinance of Ministry of Economy, Trade and Industry as set forth in Article 24, paragraph 4 of the Act as applied mutatis mutandis pursuant to Article 27 of the Act shall be any of the following cases.

- (i) Where the actual quantity will be over two times the quantity reported in the notification made under the preceding paragraph.
- (ii) Where the actual quantity will be over 200 tons (except where the quantity reported in the notification made under the preceding paragraph is over 200 tons).

5. A person who intends to make a notification prescribed in Article 24, paragraph 4 of the Act as applied mutatis mutandis pursuant to Article 27 of the Act shall submit, 30 days prior to the day when any of the cases set forth in the preceding paragraph occurs, a written notification in Form 16 to the Minister of Economy, Trade and Industry via the Director of the Regional Bureau of Economy, Trade and Industry having jurisdiction over the place of business.

Article 20 (Notification of Actual Quantity of Second-Class Designated Chemical Manufactured)

1. The matters specified by an Ordinance of the Ministry of Economy, Trade and Industry as set forth in Article 25 of the Act as applied mutatis mutandis pursuant to Article 27 of the Act shall be the following.

- (i) The name and address of the person, as well as the name of the representative if the person is a juridical person

(ii) The name and address of the place of business where manufacture has been implemented

(iii) The second-class designated chemical manufactured

(iv) The number and location of the manufacturing facilities for the second-class designated chemical within the place of business

(v) The quantity of the second-class designated chemical manufactured at each manufacturing facility

2. A person who intends to make a notification prescribed in Article 25 of the Act as applied mutatis mutandis pursuant to Article 27 of the Act shall submit, by the end of February each year, a written notification in Form 19 to the Minister of Economy, Trade and Industry via the Director of the Regional Bureau of Economy, Trade and Industry having jurisdiction over the place of business, with the following documents attached thereto.

(i) Drawings showing the location of the manufacturing equipment and other equipment within the place of business

(ii) Documents explaining the manufacturing process for the second-class designated chemical

(iii) Documents prepared in a form designated by an international organization in order to report to the international organization about the details of the activities conducted at the place of business

Article 21 (Notification of Actual Quantity of Designated Chemical Exported or Imported)

1. The chemical containing a designated chemical specified by an Ordinance of the Ministry of Economy, Trade and Industry shall be such chemical that contains the designated chemical at not less than 30% of its weight.

2. A person who intends to make a notification prescribed in Article 28 of the Act shall submit, by the end of February each year, a written notification in Form 20 to the Minister of Economy, Trade and Industry.

Article 22 (Notification of Actual Quantity of Organic Chemical Manufactured)

1. The quantity predetermined by an Ordinance of the Ministry of Economy, Trade and Industry as set forth in Article 29, paragraph 1 of the Act shall be 200 tons.

2. The classification of the quantity based on an Ordinance of the Ministry of Economy, Trade and Industry as set forth in Article 29, paragraph 1 of the Act shall be: less than 1,000 tons; not less than 1,000 tons but not more than 10,000 tons; and over 10,000

tons.

3. A person who intends to make a notification prescribed in Article 29, paragraph 1 of the Act shall submit, by the end of February each year, a written notification in Form 21 to the Minister of Economy, Trade and Industry via the Director of the Regional Bureau of Economy, Trade and Industry having jurisdiction over the place of business, with the documents prepared in a form designated by an international organization in order to report to the international organization about the details of the activities conducted at the place of business attached thereto.

Article 23 (Notification of Actual Quantity of Specific Organic Chemical Manufactured)

1. The quantity predetermined by an Ordinance of the Ministry of Economy, Trade and Industry as set forth in Article 29, paragraph 2 of the Act shall be 30 tons.

2. The classification of the quantity based on an Ordinance of the Ministry of Economy, Trade and Industry as set forth in Article 29, paragraph 2 of the Act shall be: less than 200 tons; not less than 200 tons but not more than 1,000 tons; not less than 1,000 tons but not more than 10,000 tons; and over 10,000 tons.

3. A person who intends to make a notification prescribed in Article 29, paragraph 2 of the Act shall submit, by the end of February each year, a written notification in Form 22 to the Minister of Economy, Trade and Industry via the Director of the Regional Bureau of Economy, Trade and Industry having jurisdiction over the place of business, with the documents prepared in a form designated by an international organization in order to report to the international organization about the details of the activities conducted at the place of business attached thereto.

Article 24 (Certificate Required upon Observation of Inspection, etc. Conducted by Person Appointed by International Organization)

1. The certificate set forth in Article 30, paragraph 4 of the Act, which the official who observes inspection, etc. conducted by a person appointed by an international organization under paragraph 1 of the same Article shall carry, shall be prepared by using Form 23.

2. The certificate set forth in Article 30, paragraph 7 of the Act, which the employee of NITE who observes inspection, etc. conducted by a person appointed by an international organization under paragraph 5 of the same Article shall carry, shall be prepared by using Form 23-2.

Article 25 (Certificate of Taking of Samples)

Where the staff of the Ministry of Economy, Trade and Industry take samples pursuant to Article 33, paragraph 1 of the Act or employees of NITE take samples pursuant to paragraph 4 of the same Article, a certificate for taking samples prepared by using Form 24 shall be issued to the person from whom said samples are taken.

Article 26 (Certificate Required upon On-site Inspection)

1. The certificate set forth in Article 33, paragraph 3 of the Act, which the Minister of Economy, Trade and Industry has his/her staff carry, shall be prepared by using Form 25.
2. The certificate set forth in Article 33, paragraph 7 of the Act, which NITE has its employees carry, shall be prepared by using Form 25-2.

Article 27 (Procedure by Flexible Disk)

The documents listed in the upper [left] column of the table below may be submitted by submitting flexible disks on which the matters to be stated in said documents are recorded in the respective forms listed in the lower [right] column of the same table, with a notice of submission of flexible disk prepared in Form 26 attached thereto.

Written application as set forth in Article 2, and documents to be attached thereto as listed in items 3 to 6 of the same Article	Form 27
Written application as set forth in Article 4, paragraph 1, and documents to be attached thereto as listed in Article 2, item 3 and item 4	Form 28
Written notification as set forth in Article 5, paragraph 1, and documents to be attached thereto as listed in paragraph 2, item 3 of the same Article and also listed in Article 2, item 3	Form 29
Written notification as set forth in Article 6	Form 30
Written application as set forth in Article 7, paragraph 1, and documents to be attached thereto as listed in paragraph 3, items 1 to 3 of the same Article	Form 31
Written application as set forth in Article 8, paragraph 3	Form 32
Written notification as set forth in Article 10	Form 33
Written notification as set forth in Article 11	Form 34
Written notification as set forth in Article 12	Form 35
Written notification as set forth in Article 13	Form 36

Written notification as set forth in Article 14	Form 37
Written notification as set forth in Article 16, paragraph 3 (including the cases where it is applied mutatis mutandis pursuant to Article 18, paragraph 3), and documents to be attached thereto as listed in Article 16, paragraph 3, item 2	Form 38
Written notification as set forth in Article 16, paragraph 5 (including the cases where it is applied mutatis mutandis pursuant to Article 18, paragraph 3 and Article 19, paragraph 5)	Form 39
Written notification as set forth in Article 17, paragraph 2 (including the cases where it is applied mutatis mutandis pursuant to Article 18, paragraph 3), and documents to be attached thereto as listed in Article 17, paragraph 2, item 2	Form 40
Written notification as set forth in Article 19, paragraph 3, and documents to be attached thereto as listed in item 2 of the same paragraph	Form 41
Written notification as set forth in Article 20, paragraph 2, and documents to be attached thereto as listed in item 2 of the same paragraph	Form 42
Written notification set forth in Article 21, paragraph 2	Form 43
Written notification as set forth in Article 22, paragraph 3	Form 44
Written notification as set forth in Article 23, paragraph 3	Form 45

Article 28 (Structure of Flexible Disk)

The flexible disk as set forth in the preceding Article shall be any of the following.

- (i) 90 millimeter-flexible disk cartridge that conforms to Japan Industrial Standards (hereinafter referred to as “JIS”) X6221 under the Industrial Standardization Act (Act No. 185 of 1949)
- (ii) 90 millimeter-flexible disk cartridge that conforms to JIS X6223

Article 29 (Recording Method for Flexible Disk)

1. The recording onto a flexible disk pursuant to Article 27 shall be conducted by the following methods.

- (i) With respect to the track format, the method specified in JIS X6222 for the recording onto flexible disks as set forth in item 1 of the preceding Article, or the method specified in JIS X6225 for the recording onto flexible disks as set forth in item 2 of the same Article

- (ii) With respect to the volume and file structure, the method specified in JIS X0605
 - (iii) With respect to the character encoding, the method specified in JIS X0208, Annex 1
2. The recording onto a flexible disk pursuant to Article 27 shall be conducted by using the graphic characters specified in JIS X0201 and X0208, as well as “return” and “line feed” among the control characters specified in JIS X0211.

Article 30 (Document Affixed to Flexible Disk)

A document stating the following matters shall be affixed to a flexible disk as set forth in Article 27, in its label area specified in JIS X6221 or X6223.

- (i) The name and address of the person who submits the disk
- (ii) The date of submission

Article 31 (Special Provisions on Procedure by Electronic Data Processing System)

Where any of the persons listed in the following items implements the procedures prescribed in the respective items by using an electronic data processing system prescribed in Article 3, paragraph 1 of the Act on the Utilization of Information and Communications Technology for Administrative Procedure, etc. (Act No. 151 of 2002) (which means an electronic data processing system in which the computer used by the Minister of Economy, Trade and Industry (including the input/output device; the same shall apply hereinafter) is connected, via electric telecommunication lines, with the computer used by the person who implements the procedure), the matters listed in the respective items shall be input from the computer used by the person who implements the procedure (limited to those in conformity to the standards specified by the public notice of the Minister of Economy, Trade and Industry).

- (i) A person who intends to make a notification to the Minister of Economy, Trade and Industry pursuant to Article 18, paragraph 2 of the Act: the matters to be recorded in the form of Notification of Destruction (Form 9), which is downloadable from the file stored in the computer used by the Minister of Economy, Trade and Industry
- (ii) A person who intends to make a notification to the Minister of Economy, Trade and Industry pursuant to Article 21, paragraph 1 of the Act: the matters to be recorded in the form of Notification of Actual Manufacture (Form 13), which is downloadable from the file stored in the computer used by the Minister of Economy, Trade and Industry
- (iii) A person who intends to make a notification to the Minister of Economy, Trade and Industry pursuant to Article 21, paragraph 2 of the Act: the matters to be recorded in the form of Notification of Actual Use (Form 14), which is downloadable from the file stored in the computer used by the Minister of Economy, Trade and Industry

(iv) A person who intends to make a notification to the Minister of Economy, Trade and Industry pursuant to Article 28 of the Act: the matters to be recorded in the form of Notification of Actual Export (Import) (Form 20), which is downloadable from the file stored in the computer used by the Minister of Economy, Trade and Industry

(v) A person who intends to make a notification to the Minister of Economy, Trade and Industry pursuant to Article 29, paragraph 1 of the Act: the matters to be recorded in the form of Notification of Actual Manufacture (Form 21), which is downloadable from the file stored in the computer used by the Minister of Economy, Trade and Industry, and the matters to be recorded in the documents prepared in a form designated by an international organization in order to report to the international organization about the details of the activities conducted at the place of business

(vi) A person who intends to make a notification to the Minister of Economy, Trade and Industry pursuant to Article 29, paragraph 2 of the Act: the matters to be recorded in the form of Notification of Actual Manufacture (Form 22), which is downloadable from the file stored in the computer used by the Minister of Economy, Trade and Industry, and the matters to be recorded in the documents prepared in a form designated by an international organization in order to report to the international organization about the details of the activities conducted at the place of business

Supplementary Provisions

Article 1 (Effective Date)

This Ordinance shall come into force as of the date of enforcement of the Act (May 5, 1995).

Article 2 (Notification of Actual Quantity of First-Class Designated Chemical Manufactured, etc. and Used)

1. The matters specified by an Ordinance of the Ministry of Economy, Trade and Industry as set forth in Article 4, paragraph 1 of the Supplementary Provisions of the Act shall be the following.

(i) The name and address of the person, as well as the name of the representative if the person is a juridical person

(ii) The name and address of the place of business where manufacture, etc. has been implemented

(iii) The first-class designated chemical manufactured, etc.

(iv) The quantity of the first-class designated chemical manufactured, etc., which has

been exported or imported

(v) The number and location of the facilities for manufacture, etc. of the first-class designated chemical within the place of business

(vi) The quantity of the first-class designated chemical manufactured, etc. at each facility for manufacture, etc., and in the case of manufacture, the production capacity of each facility

2. A person who intends to make a notification prescribed in Article 4, paragraph 1 of the Supplementary Provisions of the Act shall submit, by April 18, 1997, a written notification in Form 17 as set forth in Article 17 to the Minister of Economy, Trade and Industry via the Director of the Regional Bureau of Economy, Trade and Industry having jurisdiction over the place of business, with the following documents attached thereto; provided, however, that in said form, the phrase "Article 25 (Article 25 as applied mutatis mutandis pursuant to Article 26)" shall be deemed to be replaced with "Article 4, paragraph 1 of the Supplementary Provisions (paragraph 1 of the same Article as applied mutatis mutandis pursuant to paragraph 3 of the same Article)," and the phrase "the first-class designated chemical manufactured, etc. (used)" shall be deemed to be replaced with "the first-class designated chemical manufactured, etc. (used) and the year pertaining to the notification."

(i) Drawings showing the location of the equipment for manufacture, etc. and other equipment within the place of business

(ii) Documents explaining the process of manufacture, etc. of the first-class designated chemical (in the case of manufacture, including the method for calculating the production capacity)

(iii) Documents prepared in a form designated by an international organization in order to report to the international organization about the details of the activities conducted at the place of business

3. The provisions of the preceding two paragraphs shall apply mutatis mutandis to the notification made under Article 4, paragraph 1 of the Supplementary Provisions of the Act as applied mutatis mutandis pursuant to paragraph 3 of the same Article. In this case, the phrase "manufacture, etc." in the preceding two paragraphs shall be deemed to be replaced with "use."

Article 3 (Notification of Actual Quantity of Second-Class Designated Chemical Manufactured)

1. The matters specified by an Ordinance of the Ministry of Economy, Trade and Industry as set forth in Article 4, paragraph 1 of the Supplementary Provisions of the

Act as applied mutatis mutandis pursuant to paragraph 4 of the same Article shall be the following.

- (i) The name and address of the person, as well as the name of the representative if the person is a juridical person
- (ii) The name and address of the place of business where manufacture has been implemented
- (iii) The second-class designated chemical manufactured
- (iv) The number and location of the manufacturing facilities for the second-class designated chemical within the place of business
- (v) The quantity of the second-class designated chemical manufactured at each manufacturing facility

2. A person who intends to make a notification prescribed in Article 4, paragraph 1 of the Supplementary Provisions of the Act as applied mutatis mutandis pursuant to paragraph 4 of the same Article shall submit, by April 18, 1997, a written notification in Form 19 as set forth in Article 20 to the Minister of Economy, Trade and Industry via the Director of the Regional Bureau of Economy, Trade and Industry having jurisdiction over the place of business, with the following documents attached thereto; provided, however, that in said form, the phrase "Article 25 as applied mutatis mutandis pursuant to Article 27" shall be deemed to be replaced with "Article 4, paragraph 1 of the Supplementary Provisions as applied mutatis mutandis pursuant to paragraph 4 of the same Article."

- (i) Drawings showing the location of the manufacturing equipment and other equipment within the place of business
- (ii) Documents explaining the manufacturing process for the second-class designated chemical
- (iii) Documents prepared in a form designated by an international organization in order to report to the international organization about the details of the activities conducted at the place of business

Article 4 (Transitional Measures)

With regard to the application of the provisions of Article 21, paragraph 2, Article 22, paragraph 3, and Article 23, paragraph 3 in the year which includes the effective date, the phrase "the end of February each year" in these provisions shall be deemed to be replaced with "April 18."

Supplementary Provisions (Ordinance of the Ministry of International Trade and

Industry No. 23 of March 29, 1996)

This Ordinance shall come into force as of the date of promulgation.

Supplementary Provisions (Ordinance of the Ministry of International Trade and Industry No. 5 of February 26, 1997)

This Ordinance shall come into force as of March 19, 1997; provided, however, that the provision for revision to add nine articles following Article 15 (excluding the part concerning Article 16, paragraph 1, Article 18, paragraph 1 and paragraph 2, Article 19, paragraph 1, Article 21, Article 22, and Article 23) shall come into force as of April 29, 1997.

Supplementary Provisions (Extract from Ordinance of the Ministry of International Trade and Industry No. 39 of March 27, 1997)

This Ordinance shall come into force as of the date of promulgation.

Supplementary Provisions (Extract from Ordinance of the Ministry of International Trade and Industry No. 34 of March 30, 1998)

Article 1 (Effective Date)

This Ordinance shall come into force as of April 1, 1998.

Supplementary Provisions (Ordinance of the Ministry of International Trade and Industry No. 295 of October 31, 2000)

This Ordinance shall come into force as of January 6, 2001; provided, however, that the provisions for revision of Form 23 (excluding the provision to revise the term “Minister of International Trade and Industry” to “Minister of Economy, Trade and Industry”) shall come into force as of the date of promulgation.

Supplementary Provisions (Ordinance of the Ministry of Economy, Trade and Industry No. 28 of March 21, 2001)

This Ordinance shall come into force as of April 1, 2001.

Supplementary Provisions (Ordinance of the Ministry of Economy, Trade and Industry No. 218 of December 14, 2001)

This Ordinance shall come into force as of December 16, 2001.

Supplementary Provisions (Ordinance of the Ministry of Economy, Trade and Industry No. 76 of April 23, 2002)

This Ordinance shall come into force as of April 26, 2002.

Supplementary Provisions (Ordinance of the Ministry of Economy, Trade and Industry No. 122 of December 24, 2002)

(Effective Date)

1. This Ordinance shall come into force as of January 1, 2003.

(Transitional Measures)

2. With regard to the notification concerning designated chemicals prescribed in Article 28 of the Act on Prohibition of Chemical Weapons and Control, etc. of Specific Chemicals, which have been exported or imported prior to the enforcement of this Ordinance, the provisions then in force shall remain applicable.

Supplementary Provisions (Ordinance of the Ministry of Economy, Trade and Industry No. 9 of February 3, 2003)

This Ordinance shall come into force as of the date of enforcement of the Act on the Utilization of Information and Communications Technology for Administrative Procedure, etc. (February 3, 2003).

Supplementary Provisions (Ordinance of the Ministry of Economy, Trade and Industry No. XX of March 7, 2005)

This Ordinance shall come into force as of the date of enforcement the Ordinance Concerning the Streamlining, etc. of Ordinances Relating to the Ministry of Economy,

Trade and Industry upon the Enforcement of the Immovables Registration Act, etc.
(March 7, 2005).