

EU – JAPAN EPA

International Maritime Transport Services

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This presentation has been prepared with the sole purpose of simplifying the understanding of some parts of the EU-Japan EPA and bears no legal standing.

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Chapter 8 – Sub-Section 6

EPA Chapter 8 covers trade in services, investment and e-commerce

Treaty language on international maritime transport services is the content of Sub-Section 6. This includes:

- Segments of the maritime transport industry covered
- Definitions of the services covered
- Treaty-obligations concerning international maritime transport

8.68(a) Definition

Activities consisting of storing containers
Whether at port or inland.

With a view towards their...

- Stuffing
- Stripping
- Repairing

..... And making them available for shipping

8.68(b) Definition

Carrying out on behalf of another party

- Customs formalities concerning
 - Import
 - Export
 - Through-transport of cargoes,

...irrespective of whether this service is the main activity of the service supplier or a usual complement of its main activity.

8.68(c) Definition

The transport of cargo

- using more than one mode of transport,
- involving an international sea-leg,
- under a single transport document

8.68(d) Definition

Organizing and monitoring shipment operations on behalf of shippers, through the acquisition of:

- transport and related services,
- preparation of documentation
- provision of business information;

8.68(e) Definition

The transport of passengers or cargo...

- by a sea-going vessels
- between a port of a Party and a port of the other Party or a third country
- includes the direct contracting with suppliers of other transport services,
- with a view to covering door-to-door or multimodal transport operations
- under a single transport document.

8.68(f) Definition

Activities consisting in representing, within a given geographic area, as an agent the business interests of one or more shipping lines or shipping companies. For the purpose of:

- (i) Marketing and sales of maritime transport and related services, (and related documentation and business information)
- (ii) Acting on behalf of the companies organizing the call of the ship or taking over cargoes when required

8.68(g) Definition

These services support the operation of port facilities and shipping businesses, and are defined elsewhere in EPA 8.68. This includes:

- Maritime cargo handling services,
- Storage and warehousing services,
- Customs clearance services,
- Container station and depot services,
- Maritime agency services
- Freight forwarding services

8.68(h) Definition

Activities of loading and unloading companies, including terminal operators.

But not including the direct activities of dockers, when this workforce is organized independently of the loading or terminal operator companies

Activities covered include organization and supervision of:

- (i) the loading or discharging of cargo to or from a ship;
- (ii) the lashing or unlashng of cargo;
- (iii) the reception or delivery and safe-keeping of cargos before shipment or after discharge;

8.68(i) Definition

Storage services of

- frozen or refrigerated goods
- bulk storage services of liquids or gases,

Storage and warehousing services of other goods:

- including cotton, grain, wool, tobacco,
- other farm products
- other household goods.



EPA Maritime Transport Coverage Overview

Overall...

Sub-Section 6 covers the bulk of services offered within the international maritime transport industry. This includes:

- Storage
- Shipping
- Cargo-handling
- Customs-clearance
- Agents
- Door-to-door movement

Treaty obligations covered in EPA 8.69: Non-discrimination

EPA Art. 8.69(a): Japan and the EU shall respect the principle of unrestricted access to international maritime markets and trades on a commercial and non-discriminatory basis.

Treaty obligations covered in EPA 8.69: Non-discrimination

EPA Art. 8.69(b): Ships flying either Japanese or EU-membership flags or operated by Japanese or EU service suppliers receive equal treatment with:

- Access to ports
- Use of infrastructure and services of ports
- Use of maritime auxiliary services
- Related fees and charges
- Customs facilities
- Assignment of berths and facilities for loading and unloading

Treaty obligations covered in EPA 8.69: Non-discrimination

EPA Art. 8.69(c): Allows EU international maritime transport service suppliers to establish and operate an enterprise in Japan...

- under equal treatment granted to domestic maritime service suppliers (and vice-versa)

Treaty obligations covered in EPA 8.69: Non-discrimination

EPA Art. 8.69(d): Maritime services at the port to be made available on reasonable and non-discriminatory basis. This includes:

1. Pilotage
2. Towing and tug assistance
3. Provisioning, fueling and watering
4. Navigation aids
5. Garbage collecting and ballast Waste Disposal
6. Port Captain's Services
7. Emergency repair facilities
8. Shore-based operational services
9. Anchorage
10. Berth and berthing services



EPA Maritime Transport Obligations Overview

Overall...

Sub-Section 6 outlines both coverage and obligations. In principle:

- 8.68 grants coverage to a wide range of service-providers in the international maritime shipping industry
- 8.69 obliges non-discrimination of port facilities and related services to firms and vessels of Japan and EU member nations.

Thank you for your attention

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QUESTIONS ?

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