



GROUP AND REGION-FOCUSED TRAINING

GENERAL INFORMATION ON

**ADVOCATING A LAW-ORIENTED
INFRASTRUCTURE TO PROMOTE
FOREIGN DIRECT INVESTMENT (B)**

課題別研修「投資環境法整備 (B)」

JFY 2014

NO. J1404189/ ID.1480177

Course Period in Japan: From August 31, 2014 to October 18, 2014

This information pertains to one of the Group and Region-Focused Training of the Japan International Cooperation Agency (JICA), which shall be implemented as part of the Official Development Assistance of the Government of Japan based on bilateral agreement between both Governments.

I. Concept

Background

Issues around foreign direct investment are getting more and more complex in the face of rapid globalization. If developing countries intend to utilize this as an engine for their socio-economic development, more careful and multidimensional strategies and approaches are required.

This training program is designed to enhance the basic understandings of participants on legislation, legal framework and other issues related to foreign direct investment in the context of socio-economic development in trainees' countries. The training will provide opportunities to examine the legislation and legal framework with reference to practical examples from Japanese and other countries' experiences from various perspectives. A number of lectures by prominent professors and practitioners, site-visits, discussions and other activities are planned on the practical aspects of the investment process, such as business laws, bilateral/multilateral agreements, cross-border dispute settlement, finance, industrial development including promotion of SMEs. Through a series of discussions and exercises, participants will enlarge their views to analyze their investment policy and legal framework and to gain a practical knowledge on the relevant issues. At the end of the training program, they are expected to increase their knowledge so that they can eventually come up with measures for improving the legislation and legal framework from multidimensional perspectives after their return to the home countries.

For what?

This program aims to support the participants' countries to review their policy direction and take necessary measures to further enhance their law-oriented infrastructure to promote foreign direct investments.

For whom?

This program is offered to administrators/ officials in charge of foreign direct investment policy and legislation.

How?

Participants are expected to enhance their knowledge and capacities through various activities such as lectures, site-visits, discussions and other activities on the practical aspects of the investment process. Activities that require active participation by the participants such as discussions and presentations are the most important part of the program and are expected to contribute a lot to increase participants' capacities to analyze and propose practical solution for challenges their organization and countries are facing.

II. Description

1. Title (J-No.): Advocating a Law-Oriented Infrastructure to Promote Foreign Direct Investment (B) (J1404189)

2. Course Period in JAPAN:

August 31 to October 18, 2014

3. Target Regions or Countries:

Zimbabwe, Swaziland, Mozambique, Ukraine, Former Yugoslav Republic of Macedonia, Montenegro, Jordan, Philippines, Timor-Leste and Sri Lanka

4. Eligible / Target Organization:

This program is designed for governmental organizations in charge of FDI policy and operations.

5. Course Capacity (Upper limit of Participants):

12 participants

6. Language to be used in this program:

English

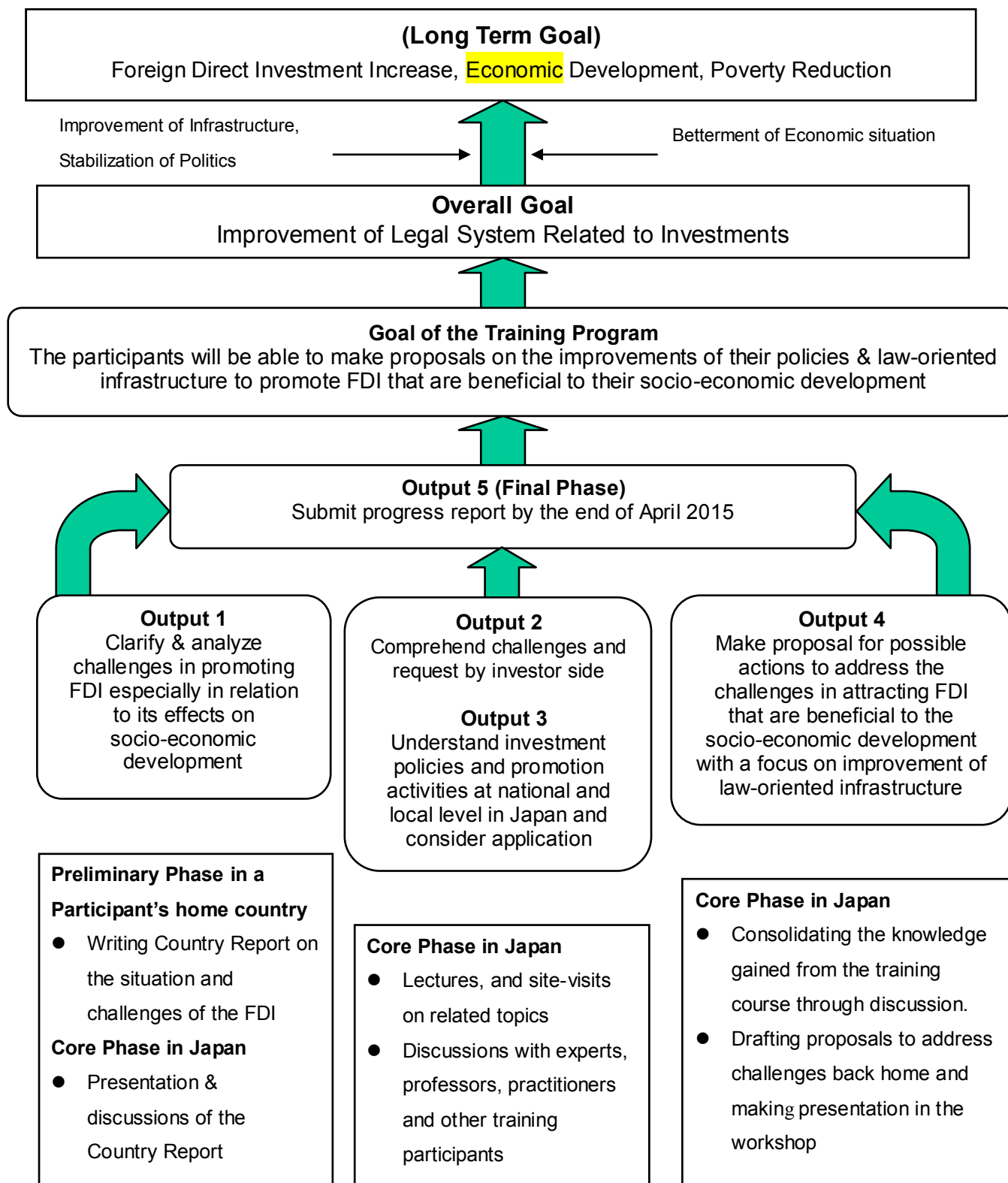
7. Course Objective:

The participants will be able to make proposals on improvements of their legal system to implement investment strategies and promotion in their home countries from various perspectives.

8. Overall Goal:

By utilizing the knowledge gained and suggestions made by the training participants through the training program, the participating countries/organizations will review their policy direction on foreign direct investment (FDI), and take necessary actions to further enhance their law-oriented infrastructure to promote FDI.

9. Expected Module Output and Contents:



<Structure of the program >

The following is the schedule for the last year's training (FY2013) for your reference.

Please be informed that the schedule for this year (FY2014) is under planning and subject to change.

Training Programme

(J-1300827) Advocating a Law-Oriented Infrastructure to Promote Foreign Direct Investment (B)

Training period : August 25 to October 12, 2013

Date	Time	Type	Subject	Lecturer or Organization	
				Name	Title & Organization
Aug. 25	Sun		Arrival in Japan		
26	MON	10:00-12:00	Briefing		
		12:00-12:30	Flight Meeting		KSA
		13:45-14:00	Orientation by Medical Coordinator	Ms. Seki	Medical Coordinator, JICA
		14:00-14:15	Welcome Address	Mr. Tsuno	Director, JICA Kansai
		14:15-15:30	Program Orientation	Ms. Miyashita	Program Officer, JICA
27	TUE	10:30-12:00	Course Orientation	Mr. Kinoshita Ms. Kizaki	Research Fellow-in-Chief, KCLC Research Associate, KCLC
		13:30-17:00	L Role of Foreign Direct Investment in Developing Countries	Mr. Kinoshita	Research Fellow-in-Chief, KCLC
28	WED	10:00-17:00	D Country Report Presentation #1 (Afghanistan, Kenya, Mauritania, Mozambique, Myanmar, & Nicaragua)	Prof. Suzuki Mr. Kinoshita	Ritsumeikan Asia Pacific University Research Fellow-in-Chief, KCLC
29	THU	10:00-17:00	D Country Report Presentation #2 (Pakistan, the Philippines, Tunisia, Ukraine, & Vietnam)	Prof. Suzuki Mr. Kinoshita	Ritsumeikan Asia Pacific University Research Fellow-in-Chief, KCLC
30	FRI	10:00-16:30	L Legal Problems on Investment Environment (focused on Asia Business Law)	Prof. Suzuki	Ritsumeikan Asia Pacific University
		17:00-19:00	L Japanese language class (1)		
31	SAT	10:00-16:30	L Investment Strategy (case study of Asia)	Prof. Suzuki	Ritsumeikan Asia Pacific University
		17:00-19:00	L Japanese language class (2)		
		Night	◆Submission of Evaluation by Subject (Questionnaire B Part II) to fdi2013@googlegroups.com		
Sept 1	SUN	10:00-12:30	L Japanese language class (3)		
		14:00-15:30	N Move to Kyoto		
2	MON	10:00-11:00	D Country Report Presentation #3 (Philippines & Nicaragua)	Mr. Kinoshita	Research Fellow-in-Chief, KCLC
		11:00-17:00	L Attracting Investment, Economic Development & Technology Transfer	Mr. Kinoshita	
3	TUE	9:30-11:00	L Tourism and MICE Promotion Policy of Kyoto City Government	Ms. Yamashita	Assistant Manager, Kyoto City Tourism & MICE Office, Industry and Tourism Bureau, Kyoto City Government
		11:00-12:00	L Outline of Kyoto Research Park Corp.	Mr. Shida	Corporate Planning Dept. Kyoto Research Park Corp.
		13:30-17:00	LO Visit to Shimadzu Corporation and Shimadzu Foundation Memorial Hall: Shimadzu's overseas strategy		

4	WED	9:30-16:30	L	Investment and Labor Policy	Prof. Kuwahara	Ex-Professor at the Law School, Aichi Gakuin University	
Sept 5	THU	10:00-16:30	L	Bilateral/Multilateral Agreements on Investment, WTO and Japanese FTA Strategy (1)	Prof. Watanabe	Faculty of Policy Management, Keio University	
6	FRI	10:00-16:30	L	Bilateral/Multilateral Agreements on Investment, WTO and Japanese FTA Strategy (2)	Prof. Watanabe	Faculty of Policy Management, Keio University	
		Before 16:30		★Selection of a theme (subject) of presentation in Investment Workshop on Oct. 5/6			
		Night		◆Submission of Evaluation by Subject (Questionnaire B Part II) to fdi2013@googlegroups.com			
7	SAT		N	No program			
8	SUN		N	No program ★ Submission of Prof. Suzuki's assignment (your analysis report) to fdi2013@googlegroups.com			
9	MON	10:00-16:30	LPD	Feasibility Study on FDI (1)- Preferential Treatment for Investment and Authorization System	Prof. Suzuki Mr. Kinoshita	Ritsumeikan Asia Pacific University Research Fellow-in-Chief, KCLC	
10	TUE	10:00-16:30	LPD	Feasibility Study on FDI(2)- Role Playing: Investors, Enterprises and Governments at Investment Destination	Prof. Suzuki Mr. Kinoshita	Ritsumeikan Asia Pacific University Research Fellow-in-Chief, KCLC	
11	WED	AM		No Program			
		13:30-15:00	LO	Visit to Kansai Electric Power Co., Inc :business development in overseas		General Manager, Office of International Business and Cooperation, KEPCO	
12	THU	10:00-12:00	LO	Visit to Kamigumi Co., Ltd.: Outline of business and overseas strategy		Logistics Dept., International Business Dept., Kamigumi Co., Ltd.	
		14:00-16:00	LO	Policies to attract investment by Kobe city, Hyogo: Kobe City and Hyogo Prefecture	Mr. Yokokawa Mr. Kanzawa	Deputy director-general Manager Hyogo-Kobe Investment Support Center (HKISC)	
13	FRI	10:00-15:00	L	Foreign Investment Into Japan / Establishing Legal Presence in Japan	Mr. Yamaguchi	Attorney at Law, Osaka International Law Office	
14	SAT	10:00-16:30	L	Foreign Direct Investment and Japanese Small & Medium Firms - from the Perspective of International Division of Labor/Knowledge	Prof. Shrestha	Faculty of Business Administration, Konan University	
		Night		◆Submission of Evaluation by Subject (Questionnaire B Part II) to fdi2013@googlegroups.com			
15	SUN		N	No program			
16	MON			National Holiday			
17	TUE	AM		Move to Tokyo			
		13:30-15:00	O	Japan's Legislative Body: Observation of the Parliament Building			
		16:00-17:00	L	Overview of JICA assistance for trade and investment	Mr. Katai	Industrial Development and Public Policy Department, JICA	

Sept 18	WED	Before 9:00		●Submission of draft for individual tutorial of Workshop on Sept. 23/24 to fdi2013@googlegroups.com		
		9:30- 12:30	L	Overseas Expansion by Japanese Companies: Direct Investment through M&A etc.	Mr. Nagasaki	Attorney at Law, Special Counsel, City- Yuwa Partners
		14:00- 17:00	L	Foreign Direct Investment and Economic Development (Government Policy and International Rules)	Mr. Nezu	Senior Executive Fellow, Economic Research, Fujitsu Research Institute
19	THU	10:30- 12:00	LO	Visit to Japan Expressway International Co., Ltd. (JEXWAY) : Overseas strategy and business development of JEXWAY		Japan Expressway International Co., Ltd. (JEXWAY)
		14:00- 15:30	LO	Visit to ITOCHU Corporation: Overseas Business Strategies		International Coordination Dept., Research and Business Development Division, ITOCHU Corporation
		16:00- 17:30	LO	Visit to Kawasaki Heavy Industries, Ltd.: Overseas Business Strategies		Overseas Strategic Center, Marketing Division, Kawasaki Heavy Industries, Ltd.
20	FRI	9:30- 12:30	L	The Cross-Border Commercial Dispute Resolution	Prof. Hayakawa	Attorney at Law, Uryu & Itoga / Professor, St. Paul's University
		14:00- 15:30	LO	Visit to Japan External Trade Organization (JETRO) IBSC (Invest Japan Business Support Center): The Role of JETRO in Inbound Investment Policy of Japan	Mr. Yukita* Mr. Nakano	*Chief Deputy Director, Invest Japan Coordination Division, Invest Japan Dept., JETRO
		16:25- 18:20	L	Basic Scheme of Project Finance (PF) -Case Study, and Role sharing between public and private sectors		Structured Finance Division, Bank of Tokyo-Mitsubishi UFJ
21	SAT	9:00- 12:20	O	Tokyo Sightseeing Bus Tour		
		PM (-16:00)		Move to Kyoto		
		Night		◆Submission of Evaluation by Subject (Questionnaire B Part II) to fdi2013@googlegroups.com		
22	SUN		N	No program		
23	MON	9:30- 16:30	P	Preparation for Workshop (individual tutorial) <u>Note: Bring your laptop to revise your data.</u>	Mr. Kinoshita	Research Fellow-in-Chief, KCLC
24	TUE	9:30- 16:30	P	Preparation for Workshop (individual tutorial) <u>Note: Bring your laptop to revise your data.</u>	Mr. Kinoshita	Research Fellow-in-Chief, KCLC
25	WED	9:30- 16:30	L	The "One Village, One Product" Movement Spreading throughout the World	Mr. Uchida	Vice President, Oita OVOP International Exchange Promotion Committee
26	THU			No program		
27	FRI	10:00- 16:30	L	Innate Assets and Revitalizing Small to Medium Businesses -The Reviving Supporting Industry	Prof. Ohnishi	Professor Emeritus; Coordinator for Business-Government-Universities, Community & Business Partnership Div., Kansai University
		Night		◆Submission of Evaluation by Subject (Questionnaire B Part II) to fdi2013@googlegroups.com		

Sept 28	SAT		N	No program		
29	SUN		N	No program		
30	MON	Before 9:00		●Submission of revised version of draft for group tutorial of Workshop (Each participant is expected to propose solutions for his/her (country's) challenges. Pls submit it to fdi2013@googlegroups.com		
		10:00-17:00	LO	SME promotion in Higashiosaka city - lecture by Higashiosaka Municipal Government, visit to Creation Core Higashiosaka, and meeting with people from private enterprises	Prof. Ohnishi Mr. Uratomo	Professor Emeritus, Kansai University Manufacturing Support Office, Economic Department of Higashiosaka City
Oct 1	TUE	PM	O	Investment Attraction, Economic Development & Competition Policies	Prof. Negishi	Konan Law School, Konan Business law Center
2	WED					
		13:00	LO	Visit to Panasonic Corporation : BOP business and market cultivation Visit to Panasonic Konosuke Matsushita Museum	Mr. Hotta	Councilor, Planning & Research Team, International Relations Group, Government & External Relations Division, Panasonic Corporation
3	THU	10:00-16:30	P	Preparation for Workshop (group tutorial) Note: Bring your laptop to revise your data.	Prof. Suzuki Prof. Watanabe Mr. Kinoshita	Ritsumeikan Asia Pacific University Keio University Research Fellow-in-Chief, KCLC
		Before 16:00		●Submission of data for presentation in Workshop (for the speakers on Oct. 4th) to fdi2013@googlegroups.com		
4	FRI	Before 9:00		●Submission of data for presentation in Workshop (for the speakers on Oct. 5th) to fdi2013@googlegroups.com		
		10:00-17:00	D	Investment Workshop #1 (Presentation)	Prof. Suzuki Prof. Watanabe Mr. Kinoshita	Ritsumeikan Asia Pacific University Keio University Research Fellow-in-Chief, KCLC
5	SAT	10:00-17:00	D	Investment Workshop #2 (Presentation)	Prof. Suzuki Prof. Watanabe Mr. Kinoshita	Ritsumeikan Asia Pacific University Keio University Research Fellow-in-Chief, KCLC
		17:00	D	Opinion exchange		
		By 22:00		◆Submission of three assignments: Questionnaire B Part I , Evaluation by Subject (Questionnaire B Part II) and Questionnaire C to fdi2013@googlegroups.com		
6	SUN		N	No program		
7	MON	10:00-11:30		Move to JICA Kansai		
8	TUE	10:00-16:00	LO	[Practice1] Attracting investment and Technology Transfer/HRD Case in Himeji city, Hyogo	Mr. Kinoshita	Research Fellow-in-Chief, KCLC
9	WED	10:00-13:00	LP	[Practice2] Attracting investment and PFI project - Case Study : a hospital business in Kobe City	Mr. Kinoshita	Research Fellow-in-Chief, KCLC
Oct 10	THU	9:00-13:00	P	Summary of Practice 1 & 2 and discussion PM Review of this session	Prof. Suzuki Mr. Kinoshita	Ritsumeikan Asia Pacific University Research Fellow-in-Chief, KCLC
		Night		◆Submission of Evaluation by Subject (Questionnaire B Part II) to fdi2013@googlegroups.com		
11	FRI	10:00-11:30	D	Evaluation Meeting NOTE: wireless receiver, bank card and ledger are collected.	Mr. Kinoshita Ms. Kizaki Ms. Miyashita	Research Fellow-in-Chief, KCLC Research Associate, KCLC Program Officer, JICA
		11:30-12:30		Closing Ceremony	Mr. Kinoshita Ms. Kizaki Ms. Miyashita	Research Fellow-in-Chief, KCLC Research Associate, KCLC Program Officer, JICA
12	SAT		N	Departure		

10. Follow-up Cooperation by JICA:

In this program, JICA might extend follow-up support to participating organizations that intend to develop the result of the program further. Please note that the support shall be extended selectively based on proposals from the participating organizations.

http://www.jica.go.jp/english/our_work/types_of_assistance/tech/follow/pdf/diagram.pdf

III. Conditions and Procedures for Application

1. Expectations for the Participating Organizations:

- (1) This program is designed primarily for organizations that intend to address specific issues or problems identified in their operation. Participating organizations are expected to use the program for those specific purposes.
- (2) This program is enriched with contents and facilitation schemes specially developed in collaboration with relevant prominent organizations in Japan. These special features enable the program to meet specific requirements of applying organizations and effectively facilitate them toward solutions for the issues and problems.

2. Nominee Qualifications:

Applying Organizations are expected to select nominees who meet the following qualifications.

(1) Essential Qualifications:

- 1) Current Duties: be government officials or experts in charge of policy making on legal aspects of foreign direct investment or responsible for its implementation.
- 2) Experience in the relevant field: have more than 3-year working experience in the relevant fields with sufficient practical experience and knowledge.
- 3) Educational Background: be a graduate of university or the equivalent.
- 4) Language: have a sufficient command of spoken and written English (This training program includes active participation in discussions, which requires high competence of English ability.)
- 5) Health: must be in good health, both physically and mentally, to participate in the Program in Japan.
- 6) Must not be serving any form of military service.

3. Required Documents for Application:

- (1) **Application Form:** The Application Form is available at **the JICA office (or the Embassy of Japan)**.

***Pregnancy**

Pregnant participants are strictly requested to attach the following documents in order to minimize the risks for their health.

1. letter of the participant's consent to bear economic and physical risks,
2. letter of consent from the participant's supervisor, and
3. doctor's letter with permission of her training participation.

Please ask JICA Staff for the details.

(2) Nominee's English Score Sheet: to be submitted with the Application Form. If you have any official documentation of English ability (e.g., TOEFL, TOEIC, IELTS), please attach it (or a copy) to the Application Form.

(3) Country Report: to be submitted WITH the Application Form.

Fill "VI.ANNEX" of this General Information (pp.14-17), and submit it ALONG WITH the Application Form.

- 1) Applicants should prepare a country report on the present situation of their own field of study and interest in their own country.
- 2) This report should be typewritten in English in less than 10 pages (12-point font, double-spaced, A4 size paper) in accordance with the format indicated (see "VI.ANNEX") and submitted together with the Application Form.
- 3) This report is used for screening participants and as program material (especially used in comparative studies).
- 4) The report is supposed to be revised by each accepted participant after arrival in Japan, printed in a booklet and distributed to lecturers and Japanese participants in the conferences (Country Report Presentation) as materials for the presentation and discussion.
- 5) More information about the preparation for this program will be informed as needed at the time of the notice of acceptance.

4. Procedure for Application and Selection:

(1) Submission of the Application Documents:

Closing date for applications: **Please inquire to the JICA office (or the Embassy of Japan).**

(After receiving applications, the JICA office (or the Embassy of Japan) will send them to **the JICA Center in JAPAN by July 11, 2014**)

(2) Selection:

After receiving the documents through proper channels from your government, the JICA office (or the Embassy of Japan) will conduct screenings, and then forward the documents to the JICA Center in Japan. Selection will be made by the JICA Center in consultation with concerned organizations in Japan. *The applying organization with the best intention to utilize the opportunity of this program will be highly valued in the selection.*

(3) Notice of Acceptance:

Notification of results will be made by the JICA office (or the Embassy of Japan) **not later than July 31, 2014**.

5. Conditions for Attendance:

- (1)** to strictly adhere to the program schedule,
- (2)** not to change the program topics,
- (3)** not to extend the period of stay in Japan,
- (4)** not to be accompanied by family members during the program,
- (5)** to return to home countries at the end of the program in accordance with the travel schedule designated by JICA,
- (6)** to refrain from engaging in any political activities, or any form of employment for profit or gain,
- (7)** to observe Japanese laws and ordinances. If there is any violation of said laws and ordinances, participants may be required to return part or all of the training expenditure depending on the severity of said violation, and
- (8)** to observe the rules and regulations of the accommodation and not to change the accommodation designated by JICA..

IV. Administrative Arrangements

1. Organizer:

(1) **Name:** JICA Kansai

(2) **Contact:** (Ms.) Eriko Miyashita

(Miyashita.Eriko@jica.go.jp and jicaksic-unit@jica.go.jp)

2. Implementing Partner:

(1) **Name:** Kyoto Comparative Law Center (KCLC)

(2) **Contact:** Ms. KIZAKI Chikako (kizaki@kclc.or.jp)

(3) **URL:** http://www.kclc.or.jp/english/about/pdf/pamphlet/kclc_pamph_en.pdf

(4) **Remarks:** Kyoto Comparative Law Center was founded as a non-profit foundation under the supervision of the Ministry of Education, Culture, Sports, Science and Technology in 1981, whose main objectives are to provide law-related training and education for oversea participants, and to promote interdisciplinary research activities in the interdisciplinary fields of law, natural science and technology.

3. Travel to Japan:

(1) **Air Ticket:** The cost of a round-trip ticket between an international airport designated by JICA and Japan will be borne by JICA.

(2) **Travel Insurance:** Coverage is from time of arrival up to departure in Japan. Thus traveling time outside Japan will not be covered.

4. Accommodation in Japan

JICA will arrange the following accommodations for the participants in Japan:

JICA Kansai

Address: 1-5-2 Wakino-hama-Kaigandori, Chuo-ku, Kobe, Hyogo 651-0073, Japan

TEL: 81-78-261-0388 FAX: 81-78-261-0465

(where "81" is the country code for Japan, and "78" is the local area code)

If there is no vacancy at JICA Kansai, JICA will arrange alternative accommodations for the participants. Please refer to facility guide of JICA Kansai (Kansai International Center) at its URL, <http://www.jica.go.jp/english/contact/domestic/index.html>.

5. Expenses:

The following expenses will be provided for the participants by JICA:

(1) Allowances for accommodation, meals, living expenses, outfit, and shipping,

- (2) Expenses for study tours (basically in the form of train tickets),
 - (3) Free medical care for participants who become ill after arriving in Japan (costs related to pre-existing illness, pregnancy, or dental treatment are not included), and
 - (4) Expenses for program implementation, including materials.
- For more details, please see “III. ALLOWANCES” of the brochure for participants titled “KENSU-IN GUIDE BOOK,” which will be given before departure for Japan.

6. Pre-departure Orientation

A pre-departure orientation will be held at the respective country’s JICA office (or Embassy of Japan), to provide participants with details on travel to Japan, conditions of the participation in the Program, and other matters.

V. Other Information

1. Participants who have successfully completed the program will be awarded a certificate by JICA.
2. For the promotion of mutual friendship, JICA Kansai encourages international exchange between JICA participants and local communities, including school and university students as a part of development education program. JICA participants are expected to contribute by attending such activities and will possibly be asked to make presentations on the society, economy and culture of their home country.
3. Participants are strongly recommended to bring laptop computer for your convenience. During the program, participants are required to work on the computers, including preparation of Action Plans, etc. Most of the accommodations have internet access.
4. Allowances, such as for accommodation, living, clothing, and shipping, will be deposited to your temporary bank account in Japan 2 to 5 days after your arrival to Japan. It is highly advised to bring some cash / traveler’s check in order to spend necessary money for the first 2 to 5 days after your arrival.
5. It is very important that your currency must be exchanged to Japanese Yen at any transit airport or Kansai International Airport (KIX) in Osaka, Japan soon after your arrival. It is quite difficult to exchange money after that, due to no facility or time during the training program.

VI. ANNEX

Country Report Instruction

For Applicants;

You are requested to write your Country Report (both Part1 and Part2) based on the instruction below and **submit together with Application Form at the time of application.** The Country Report consists of the following two parts. The detailed contents are in the 'Country Report Format' and please follow the format:

Part 1 where you are requested to explain the trend of investment, investment environment and laws in general, and

Part 2 where you will discuss priority policy/industry(sector) for further economic development and the role of FDI in the development.

For Training Participants;

1. At the beginning of the training course, you are requested to make a 30 minutes presentation (20 minutes presentation per person, 10 minutes Q&A) on your Country Report. Please make a presentation material based on the Country Report that you submitted at the time of application, using MS Power Point before coming to Japan. This presentation material is to be submitted before your arrival in Japan by e-mail to Miyashita.Eriko@jica.go.jp.
2. (1) During the training program, you are expected to discuss and examine the Policy Area/Sector that you have selected in your Country Report, in terms of attraction of desirable FDIs, by utilizing various analytical methods and knowledge you would gain from the lectures, discussions, Feasibility Study (F/S) and site-visits.
(2) At the end of the program, you will make a final presentation about your analysis of the industry/sector and investment in the selected Policy Area at "the Investment Workshop". The detail will be explained after your arrival.

Country Report Format

Name of Training Course	Advocating a Law-Oriented Infrastructure to Promote Foreign Direct Investment (B)
Name of participant	
E-mail	
Name of Organization	
Organization Chart	Please prepare/draw an organization chart (starting from 'section' as the lowest level) of your organization (circle the section you belong to)

Part 1. Investment Environment and Laws in General

- (1) Please describe the current situation and trend of inbound and outbound investment.
- (2) Please describe your government's strategy on FDI, especially in terms of its role in the

development plan of the country.

- (3) (i) Please explain the outline and characteristics of investment-related laws in terms of FDI promotion in your country (e.g. Investment law, PPP law, Company law, Tax law, Labor law, Intellectual Property Rights law, Land law, etc.)
- (ii) Please list up main incentives that your government offers to investors.
- (iii) Are tax incentives offered to attract foreign enterprises? If so, give a concrete description of their substance.
- (iv) Has your country/area(region) concluded any tax conventions? If so, please describe tax incentives in the tax conventions such as tax sparing credit.
- (4) What are the areas, in your opinion, where your government could make additional efforts to further attract investment? What kind of requests do you think the foreign investors have regarding the investment environment (especially legal environment)?
- (5) Please explain the outline and characteristics of Human Resource Management and Law. (e.g. Individual Employment, Collective Labor, Relations and Social Security System)
- (6) Does your country have a dispute resolution mechanism on inbound and outbound investment? If yes, please explain its outline and characteristics.
- (7) Please describe any law and regulation pertinent to technology transfer from abroad.
- (8) Does your country have any policies/acts regarding
- (i) Environment protection or preservations?
- (ii) Social safeguard?
- (9) Please list up the bilateral/multilateral and regional economic agreements (in trade, finance and investment) your country/area has concluded, including BIA (Bilateral Investment Agreement), FTA (Free Trade Agreement) and EPA (Economic Partnership Agreement). Please explain the characteristics of these agreements regarding FDI, including, for instance, preferential arrangements and general clauses.
- (10) Please describe the content of project feasibility evaluation (on what points does your country evaluate a project?) i.g. Economy, ESG (Environment, Society and Governance), Technology Transfer, Employment, etc.
- (11) Please fill in the charge below with the reference of the example column, Japan.

	[Your Country]	cf. JAPAN
Corporate Income Tax [%]		Approx. 35% (approx. 24% as national tax; approx. 11% as local tax)
VAT (Consumption Tax) [%]		8% (5% until 31 st March 2014)
Personal Income Tax [%]		5-40%
Withholding Tax [%]		Approx. 10-20%
Tax Incentives [Yes/No/Others]		No
Import Tariff Incentives [Yes/No/Others]		No
VISA/Work Permit [Difficult?/Easy?]		Not Difficult

Dispute Resolution Mechanisms of FDI & Local investment		Civil Code General court Arbitration/Mediation
One-Stop Office/Shop		No (Cabinet Office [Invest Japan], JETRO IBSC)
FDI registration at (what Ministry/Agency?)		No

Part 2. Policy Areas to Create More Robust Environment for Attracting FDI

Please **SELECT ONE** out of the **FOLLOWING TWO POLICY AREAS** which, you believe, is indispensable to attract more foreign direct investment into your country:

Type 1) PPP (Public-Private Partnership)

Type 2) Industrial Policy (e.g., Manufacturing sector, Natural resources processing sector, etc.)

→ Selected Type of Policy Area : _____

Then, please **IDENTIFY** in **WHICH SECTOR** you would like to **FOCUS** on in the selected Policy Area → Selected Sector : _____

The following examples are the topics (sectors) the past participants analyzed for:

e.g. Type 1 (PPP) : Hydropower, Highway management, Port construction, etc

Type 2 (Industrial Policy) : Agro-processing, Mining, Manufacturing, Tourism, Electronics parts/module assembling for EPZ, etc.

As mentioned above (in 'Country Report Instruction'), you will prepare a final presentation paper about your analysis of this sector in the policy area you selected throughout the training course.

(It is possible for you to change the selected sector/policy area after receiving more detailed explanation on this issue in the beginning of the training course.)

Please also answer the questions below regarding the selected policy area/sector;

- (1) What is the current situation and background of the policy area you have chosen? Which industries/sectors does the government intend to promote in which way with what kind of timeframe? What kind of technology/technologies does the government intend to bring into the country for economic development by attracting FDIs?

Please elaborate them in the country report, with the discussion of such topics as BIA (Bilateral Investment Agreement), EPA (Economic Partnership Agreement)/ FTA (Free Trade Agreement), REZ (Regional Economic Zone), WTO Regulations regarding GPA (Government Procurement Agreement)/ TRIMs (Trade-Related Investment Measures)/ TRIPs (Trade-Related aspects of Intellectual Property Rights), Technology Transfer, Financial Schemes, etc. Additionally, if you have any legal and policy information/materials related to the selected area, please bring them with you to Japan as reference.

Examples of information to be brought:

(English version is preferable but local language version is also helpful)

For Type 1: PPP) acts/laws, regulations, guidelines, any example of PPP projects or its plans.

For Type 2: Industrial Policy) acts/laws, regulations, guidelines, any example of its projects or plans.

For Both Types) REZ, EPA, FTA, BIA; Any agreements that your country has already concluded, and/or is under negotiation.

- (2) **How do you evaluate the effectiveness of the selected policy area/sector and its legal framework in attracting FDI as intended in your government's strategy (related to question Part1(2))?** What are the strengths and weaknesses? What are the challenges?
- (3) What would be the possible measures to overcome weaknesses and address the above-mentioned challenges?

END

For Your Reference

JICA and Capacity Development

The key concept underpinning JICA operations since its establishment in 1974 has been the conviction that “capacity development” is central to the socioeconomic development of any country, regardless of the specific operational scheme one may be undertaking, i.e. expert assignments, development projects, development study projects, training programs, JOCV programs, etc.

Within this wide range of programs, Training Programs have long occupied an important place in JICA operations. Conducted in Japan, they provide partner countries with opportunities to acquire practical knowledge accumulated in Japanese society. Participants dispatched by partner countries might find useful knowledge and re-create their own knowledge for enhancement of their own capacity or that of the organization and society to which they belong.

About 460 pre-organized programs cover a wide range of professional fields, ranging from education, health, infrastructure, energy, trade and finance, to agriculture, rural development, gender mainstreaming, and environmental protection. A variety of programs and are being customized to address the specific needs of different target organizations, such as policy-making organizations, service provision organizations, as well as research and academic institutions. Some programs are organized to target a certain group of countries with similar developmental challenges.

Japanese Development Experience

Japan was the first non-Western country to successfully modernize its society and industrialize its economy. At the core of this process, which started more than 140 years ago, was the “*adopt and adapt*” concept by which a wide range of appropriate skills and knowledge have been imported from developed countries; these skills and knowledge have been adapted and/or improved using local skills, knowledge and initiatives. They finally became internalized in Japanese society to suit its local needs and conditions.

From engineering technology to production management methods, most of the know-how that has enabled Japan to become what it is today has emanated from this “*adoption and adaptation*” process, which, of course, has been accompanied by countless failures and errors behind the success stories. We presume that such experiences, both successful and unsuccessful, will be useful to our partners who are trying to address the challenges currently faced by developing countries.

However, it is rather challenging to share with our partners this whole body of Japan’s developmental experience. This difficulty has to do, in part, with the challenge of explaining a body of “tacit knowledge,” a type of knowledge that cannot fully be expressed in words or numbers. Adding to this difficulty are the social and cultural systems of Japan that vastly differ from those of other Western industrialized countries, and hence still remain unfamiliar to many partner countries. Simply stated, coming to Japan might be one way of overcoming such a cultural gap.

JICA, therefore, would like to invite as many leaders of partner countries as possible to come and visit us, to mingle with the Japanese people, and witness the advantages as well as the disadvantages of Japanese systems, so that integration of their findings might help them reach their developmental objectives.



CORRESPONDENCE

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