No.34/61/2007-EO(F) Government of India Ministry of Personnel, P.G.& Pensions Department of Personnel & Training

North Block, New Delhi-110001 Dated the 26th October, 2007

TRAINING CIRCULAR

Subject: A Group Training Course in Advocating a Law-Oriented Infrastructure to Promote Foreign Direct Investment to be held in Japan from 4th February 2008 to 15th March 2008.

The undersigned is directed to state that the Japan International Cooperation Agency (JICA), under the Technical Cooperation Programme of the Government of Japan has invited applications for A Group Training Course in Advocating a Law-Oriented Infrastructure to Promote Foreign Direct Investment to be held in Japan from 4th February 2008 to 15th March 2008. The details of the programme and the application form may be drawn from Ministry of Personnel, Public Grievances and Pensions website (persmin.nic.in).

- The Course is meant for Government officials or experts in charge of policy making on legal aspects of foreign direct investment or responsible for its implementation, possessing adequate experience and knowledge.
- 3. The applicant should be a university graduate or the equivalent, have sufficient command of written and spoken English; not be serving in the military and be in good health, both physically and mentally to undergo the training.
- 4. The fellowship award covers a Round-trip ticket between an international airport designated by the JICA and Japan; allowances for (accommodation, living expenses, outfit and shipping); expenses for JICA study tours and free medical care for participants who may fall ill after reaching Japan. The participants are not allowed to take any family member during the training course.
- 5. It is requested that the nomination of the suitable candidates may please be forwarded to this Department in accordance with the eligibility criteria and the terms and conditions of the JICA Circular dated 22nd October 2007.
- 6. The nomination details should be submitted in the JICA's prescribed proformas (A2A3 Forms), duly authenticated by the Department concerned alongwith the country report.
- 7. The applications should reach this Department through proper channel not later than 23rd November 2007. Nominations received after the prescribed date will not be considered. The circular inviting applications for training courses is available on this Department's website persmin.nic.in

(Aparna Sharma)

Lavino

Under Secretary to the Govt. of India

- 1. Ministry of Commerce & Industry, Udyog Bhavan, New Delhi.
- Department of Economic Affairs, North Block, New Delhi.

[With the request to circulate it amongst the related organizations under them]

- All State Governments/ Union Territories.
- Director (Technical), NIC with the request to post the circular along with the JICA's circular and the enclosed application Proformas on the Department's website

Form A2A3

Technical Cooperation by The Government of Japan

Training Award of Japan International Cooperation Agency (JICA)

a training course is			" an	sase provide of d three copies sase print or	s.		
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12 EMPLOYMENT RECORD

Present Place of Employment	
Name	Title of Present Job
	Date of Taking Up Post
Address	Type of Organization
Telephone: Telex/Fax:	☐ Governmental/Public ☐ Private ☐ International ☐ Others
2) Previous Job	
Name and Address of Organization	Description of Your Previous Job
Previous Title/Post and Dates(from/to)	
Describe briefly the work of your organization and	d the service it provides.

4) Describe your own job.	
••••	
5) Explain how the proposed training will be of ber	efit to you in the work you will be doing on you
return.	
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13 LANGUAGE PROFICIENCY

LENGULUE PROFICIENCE				
1. English				
Listening	□ excellent	good	☐ fair	poor
Speaking	□ excellent	good	☐ fair	poor
Writing/Reading	□ excellent	good	☐ fair	poor
L Mother Tongue				
1. Other Language				
	□ excellent	good	☐ fair	poor
I certify that the statements made If accepted for a training award, (a) not to bring any member of r (b) to carry out such instruction nominating Government and r (c) to follow the course of study of with which I undertake to str (d) to refrain from engaging in p (e) to submit any progress report	ny family. In agree: In a such control of the Japanese Government or training, and abide by such or train. In a such control of the Japanese Government or training, and abide by sudy or train.	anditions as may t in respect of t the rules of the	be stipulated his course of institution or e	d by both the training. establishments fit or gain.
Government of Japan.	4			
Date	Signatur	×		
PART B To be completed by according to the complete by according to the co	ING ORGANIZATION			
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Explain how the proposed train	ing will be of benefit to	the work of you	r organization	
? Explain how the proposed train	ing will be of benefit to	the work of you	organization	
2 Explain how the proposed train	ing will be of benefit to	the work of you	organization	

MEDICAL HISTORY AND EXAMINATION FOR JICA TRAINING AWARD

	MEDICAL HISTORY	TO BE COMPLETED BY	NOMINEE	
1 NAME OF NOMINEE(last name, first name, middle name)				
2 DATE OF BIRTH (mo/day/yr)	3 NATIONALITY	4 SEX male female	5 ADDRESS POR CONTACT	
6 NAME OF TRAININ	G COURSE/SEMINAR			
			•	
LENGTE OF TRAIN	ING COURSE/SEMINAR	(weeks, months)		
		PORTANT NOTICE		
Before you complete	the Medical History Qu	estionnaire, you are here	by notified that:	
A medical con- compen sated	dition resulting from an for by JICA and may res	undisclosed pre-existing sult in termination of you	condition may not be financially ir training program.	
I understand as	ad accept the terms of th	his notice Yes _	No	

9 NOMINEE WILL CHECK "YES" OR "NO" AND EXPLAIN

	YES	NO		EXPLANATION
-			Have you had any significant or serious illness or injury? (If hospitalized, give place & dates.)	
ь			Have you had any operations or advice by a physician to have an operation? (Give place & dates.)	
c			Do you currently use any drugs for treat- ment of a medial condition? (Give name & dose.)	
ď			Have you ever been a patient in a mental hospital or sanitarium or treated by a Psychiatrist' (Give place & dates.)	

10 NOMINEE WILL INDICATE "TES" OR "NO" TO EACH ITEM

DO YOU NOW HAVE OR HAVE YOU EVER HAD THE CONDITIONS LISTED BELOW?

(Check each item, if yes, enclose the relevant condition with a circle.)

Y	ES NO	CONDITION
		Asthma, emphysema, or other lung conditions
ы		Tuberculosis or live with anyone who has tuberculosis
2	1	High blood pressure, heart disease
d	1	Stomach, liver (hepatitis), gall bladder disease
e		Kidney or bladder disease, stone or blood in urine
1		Diabetes (sugar in the urine)
g.		Depression, excess worry, attempted suicide, or other psychological symptoms
h d		Acquired Immune Deficiency Syndrome (AIDS)
i		Tumor, abnormal growth, cyst, or cancer
i		Bleeding disorder, blood disease (sickle ceil anemia)

I CERTIFY THAT I HAVE READ THE ABOVE INSTRUCTIONS AND ANSWERED ALL QUESTIONS TRULY AND COMPLETELY TO THE REST OF MY KNOWLEDGE.

11 PEINTED NAME OF NOMINEE	12 DATE	13 SIGNATURE OF NOMINEE

INFORMATION ON GROUP TRAINING COURSE

ADVOCATING A LAW-ORIENTED INFRASTRUCTURE TO PROMOTE FOREIGN DIRECT INVESTMENT JFY 2007

COURSE NO.: J07-00874 PROJECT NO.: 0780803

集団研修:投資環境法整備

February 4, 2008 ~ March 15, 2008





THE GOVERNMENT OF JAPAN JAPAN INTERNATIONAL COOPERATION AGENCY



Preface

The Japanese Government extends official development assistance (ODA) to developing countries to support their self-help efforts that will lead to economic progress and a better life for their citizens of those countries.

Since its foundation in 1974, the Japan International Cooperation Agency (JICA) has implemented Japan's technical cooperation under the ODA program.

As of October 2003, JICA has transformed itself into an "Independent Administrative Institution", a new form of governmental agency. Important changes include closer attention paid to grass-roots level cooperation, peace-building, cost performance, faster decision-making, and accountability. JICA continues to be an official agency responsible for implementing ODA programs, in particular technical cooperation, on behalf of the Government of Japan.

JICA's programs include Technical Cooperation Projects, Dispatch of Technical Cooperation Experts, Technical Training of Overseas Participants, Development Studies, Dispatch of Japanese Volunteers, Disaster Relief and Grant Aid, etc.

Technical Training of Overseas Participants applies to key administrators, technicians and researchers in developing countries and areas. It includes the transfer of knowledge and technologies necessary for development through training conducted both at home and abroad. This is one of the most fundamental "human resource development" programs implemented by JICA.

Those who have received such technical training are now contributing in many ways to the development of their home countries and areas. Many have gone on to become national leaders, top-ranking administrators and researchers while others are now imparting their acquired skills nationwide.

Background of the Course

The training course examines the legislation and legal framework involved when a foreign enterprise engages in direct investment and other important considerations with reference to practical examples from Japanese experience and using comparisons between the Japanese system and systems operating in participants' countries. It is intended that this should provide useful material for use in the formulation and adaptation of investment-related legislation in a way appropriate to conditions in participants' countries. During the training course, experts from relevant fields will lecture on the practical aspects of the investment process, such as corporate establishment in Japan by an overseas concern, employment and social security, international taxation, Cross-Border Commercial Dispute Resolution, and so on. Through the related discussions and exercises, participants will gain a practical knowledge of the relevant issues.

I. ESSENTIAL FACTS

COURSE TITLE	Advocating a Law-oriented Infrastructure to Promote Foreign Direct Investment
DURATION	February 4, 2008 ~ March 15, 2008
DEADLINE FOR APPLICATION	December 4, 2007 *for acceptance in the JICA office or the Embassy of Japan
NUMBER OF PARTICIPANTS	15
LANGUAGE	English
TARGET GROUP	Administrators in charge of foreign direct investment policy
COURSE OBJECT	For the purpose of developing a law-oriented infrastructure to promote foreign direct investment, participants will: 1. clarify and analyze problems in inviting foreign investments in each country 2. realize the requests and expectations of investor side 3. consider the applicability of investment policies for respective county though understanding them at national and local level in Japan, 4. propose solutions to the legal system for foreign investment promotion
TRAINING INSTITUTION	Kyoto Comparative Law Center Address: Kyoto Research Park Building #4, Chudoji Awata-cho 93,Shimogyo-ku, Kyoto 600-8815, Japan Tel: 81(*)-75(**)-315-9924 Fax: 81(*)-75(**)-315-9930
ACCOMMODATIONS	JICA Osaka Address: 25_1 Nishi-Toyokawa-cho, Ibaraki-shi, Osaka 567-0058, Japan Tel: 81(*)-72 (**)-641-6900 Fax: 81(*)-72 (**)-641-6910 URL: http://www.jica.go.jp/worldmap/english.html#osaka * If no room is available at JICA Osaka, JICA will arrange accommodations for participants at other appropriate places.
ALLOWANCES & EXPENSES	The Government of Japan provides the following allowances and covers the following expenses through JICA in accordance with relevant laws and regulations. Details Round-trip air ticket between an international airport designated by JICA and Japan, accommodation allowance, living allowance, outfit allowance, shipping allowance, expenses for JICA study tours, free medical care for participants who become ill after arrival in Japan (costs related to preexisting illness, pregnancy and dental treatment are not included), etc.

(*) country code of Japan (**) area code

(Notes) * Kyoto Comparative Law Center is a non-profit foundation under the supervision of the Ministry of Education, Culture, Sports, Science and Technology, whose main objectives are to disseminate information about legal affairs around the world and to promote interdisciplinary research in the fields of law, natural science and technology.

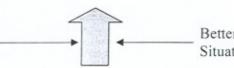
^{*}Information on this Booklet is available on our web site at http://www.jica.go.jp/branch/osic/english/training/index.html

II. CURRICULUM

(Long Term View)

Foreign Direct Investment Increase, Economical Development, Poverty Reduction

Improvement of Infrastructure, Stabilization of Politics and Peace



Betterment of Labor force Situation of Market and Economy

Overall Goal

Improvement of Legal System Related to Investments in Each Country





Output 4

To propose solutions to the legal system for foreign investment promotion



Output 1

To clarify and analyze problems in inviting foreign investments in each country

Output 2

To realize the requests and expectations of investor side

Output 3

By understanding the situations and investment policies at national and local level in Japan, consider the possibility of application in each country

[Before coming to Japan]

*Making up of the report about the situation and problems of the Foreign Direct Investment in each country

[In Japan]

- *Presentation of Country Reports
- *Share the problems and experiences among participants

*Lectures on Labor Law, Tax Law, Company Law, Intellectual Property System, Funding Law Role of WTO and so forth [Before coming to Japan]

- *Researching the requests and expectations of Foreign Investors in each country [In Japan]
- *Discussion with Japanese companies investing in foreign countries
- *Visiting public organization supporting Japanese companies trying to invest in foreign countries
- *Understand the idea of investors through the feasibility study

[In Japan]

- *Visiting ministries and agencies in charge of supporting SME to invest in foreign countries *Discussion with the local
- administrators promoting the investment to their areas

III. REQUIREMENT FOR APPLICATION

Applicants should:

- be government officials or experts in charge of policy making on legal aspects of foreign direct investment or responsible for its implementation, possessing adequate experience and knowledge,
- (2) be university graduates or the equivalent,
- (3) have a sufficient command of spoken and written English (English competency for discussion is required),
 - Note: Please attach TOEIC, TOEFL, IELTS scores if any.
- (4) be in good health, both physically and mentally, to undergo the training,
- (5) not be serving in the military, and
- (6) be nominated by their government in accordance with the procedures mentioned in IV below.

ATTENTION

Participants are required:

- (1) not to change course subjects or extend the course period,
- (2) not to bring any members of their family,
- (3) to return to their home country at the end of their course according to the international travel schedule designated by JICA,
- (4) to refrain from engaging in political activities or any form of employment for profit or gain, and
- (5) to observe the rules and regulations of their place of accommodation and not to change accommodations designated by JICA.

IV. PROCEDURE FOR APPLICATION

- The government desiring to nominate applicants for the seminar should fill in and forward one (1) original and three (3) copies of the Nomination Form (Form A2A3) for each applicant, to the JICA office (or the Embassy of Japan) by December 4, 2007.
 - * If the applicants can use e-mail, their e-mail addresses enabling us to contact them should be filled in the ANNEX "Country Report Format".
- The JICA office (or the Embassy of Japan) will inform the applying government whether or not the nominee's application has been accepted <u>no later than January 4, 2008</u>.

3. COUNTRY REPORT

Each applicant should prepare a report on the present investment situation of his/her own country in accordance with the format indicated in the ANNEX "Country Report Format". This country report should be typewritten and double-spaced in English (about 10 pages on A4-size paper) and be submitted together with the Nomination Form.

The country report is important because (1) we determine eligibility of participants mainly based on it, (2) it makes participants being well prepared for the training course through working on a report, (3) it is used for participants to mutually understand similarity and difference of other FDI systems in their respective countries.

As the country report will be electronically edited, participants are required to submit their

reports in electronic format before/on the arrival in Japan. During the course, International FDI Forum will be held, at where participants make a presentation on challenges (problems or concerns) that their countries face regarding FDI (not solely based on their country reports, but focusing on the challenges). The objective of this Forum is to discuss them with experts (professors, researchers, practitioners, etc.) by taking a comparative approach.

V. OTHER MATTERS

- Pre-departure orientation is held at the JICA office (or the Embassy of Japan) to provide the selected candidates with details on travel to Japan, conditions of training, and other matters. Participants will see a video, "TRAINING IN JAPAN", and will receive a textbook and cassette tape, "SIMPLE CONVERSATION IN JAPANESE". A brochure, "GUIDE TO TRAINING IN JAPAN" will be handed to each selected candidate before (or in the time of) the orientation.
- 2. Participants who have successfully completed the seminar will be awarded a certificate by JICA.
- 3. Allowances, such as for accommodation, living, outfits, and shipping, will be paid on the second day of the designated course schedule, which is February 6, 2007. Those participants who will arrive in Japan before that day are kindly advised to bring the necessary funds to cover expenses as JICA only provides accommodation facilities.
- 4. Participants are strictly advised to visit the JICA Counter upon arrival at Kansai International Airport, the designated airport of arrival in Japan. The JICA Counter is located at the south-end corner of the arrival hall on the 1st floor. A JICA-designated Travel Agent will provide participants with instructions and tickets to get to their designated accommodations. Please refer to the last page of this brochure to inquire about further details.

VI. DEVELOPMENT EDUCATION PROGRAM

The purposes of the International Cooperation Program of JICA are not only to share Japanese knowledge, experience and ideas with participating countries, but also to promote mutual understanding between participating countries and Japan. The Japanese government recognizes the importance of citizen participation in its International Cooperation Program and has thus recently placed a greater emphasis on this aspect of the Program. With this objective, JICA collaborates with schools and local governments as well as various kinds of community-based organizations to expose community members to the rich heritages of foreign countries and cultures represented by participants, as a precious first step to promote international exchange and cooperation.

To provide a stronger foundation for these activities, JICA has established a Development Education Program as a component of all training courses and seminars it offers. Participants are encouraged to bring any materials necessary to introduce the cultural heritages and/or natural histories of their own countries, such as national costumes, musical instruments, works of art, photographs, and so on. This program is scheduled to start on the first Thursday following the participants' arrival in Japan.

Country Report Format

Name of Training Course	Advocating a Law-oriented Infrastructure to Promote Foreign Direct Investment II
Name of Applicant	
Email	
Name of Organization	

Organization Chart

Each applicant should draw an organization chart (starting from 'section' as the lowest level) of his/her organization (circle the section you belong to)

- (1) Describe the actual state of inbound and outbound investment
- (2) Does your country have a basic law encouraging or regulating investment in the case of a foreign enterprise proposing the establishment of a production base within its borders? If so, give an outline description of the law in question. At that time, refer to the following points:
 - a) Does your country have a restriction on investment ratio?
 - b) Can a foreign enterprise or an individual possess lands or buildings?
 - c) Does your country have regulations on issuing entry visa or working visa for managerial employees of foreign-affiliated companies or technicians or unskilled workers? How about issuing entry visa for their families?
 - d) Does your country have regulations to protect investment properties? For example, does your country have regulations on condemnation and compensation or those on remittance or re-investment?
 - e) Does your country have regulations to oblige investors to employ people in your country?
 - f) Does your country have requirements for local content?
 - g) Does your country have regulations on performance requirements? For example, does your country oblige technology transfer or export?
 - h) Does your country have a "Negative List", which is to say a list of industries or business categories on which foreign direct investment is prohibited? If yes, which kinds of industries are prohibited from foreign direct investment?

- (3) Explain what effect attracting foreign enterprise has had on your country's economy in reference to the four headings below. Has legislation been established to regulate or supervise this process?
 - a) Creation of employment
 - b) Contribution to technology transfer
 - c) Contribution to stimulation of domestic industry, e.g. through supply of spare parts
 - d) Contribution to education of the workforce
- (4) Does your country have a dispute resolution mechanism on inbound and outbound investment?
- (5) Regarding labor law, social security law and company law applicable to the foreign companies which invest in your country;
 - a) Does your law provide maximum wage?
 - b) Does your law provide minimum wage?
 - c) Is the wage decided through Collective Bargaining or Joint Consultation between Employer and Employee?
 - d) Does your country provide the subsidiary fund as a part of wage to promote foreign investment?
 - e) Describe the portion of female workers among entire workforce / type of work they engage in / wage difference between female and male workers
 - f) Minimum age of minor workers (children) and regulations, if any
 - g) Are there any provisions concerning to discharge for the sake of employees?
 - h) Percentage of company which has labor union
 - i) Percentage of company which has concluded collective bargaining agreement
 - j) For countries which have health insurance and pension system, does your state provide any incentives to foreign companies for the purpose of FDI promotion? For example, does your state pay contribution for insurances or pension instead of the foreign companies?
 - k) Does your country have Workers' Compensation system?
 - Does your country have retirement allowance system and pension system? If yes, describe it the
 outline.
 - m) How is the remuneration for Board of Directors determined?
 - n) Does your country have stock option system?
 - Does your country have "contributed occupational pension" or pension system similar to "401k" in USA?
- (6) Does your country have any act regarding environment protection or preservation?
- (7) Mention the bilateral and regional economic agreements (in trade, finance and investment) your country has concluded. Give an explanation of the characteristics of these agreements including, for example, preferential arrangements and general clauses.

- (8) Does your country have an "Export processing zone" or other similar free trade/investment zone? If yes, describe it especially regarding labor, tax and environment protection.
- (9) Are tax advantages offered to attract foreign enterprises? If so, give a concrete description of their substance. Has your country concluded any tax conventions? If so, give information on tax incentives in the tax conventions such as tax sparing credit.
- (10) Does your country have investment fund? If yes, please describe its legal system and taxation.
- (11) Please describe what types of measures are taken against bad debt. Does your country have legislation for this matter?
- (12) Describe the possibility of capital procurement.
- (13) What general differences are to be noted in comparing Japanese and other foreign enterprises investment in your country? Give a description with regard to special characteristics.



Welcome to JICA Osaka

Osaka International Centre of Japan International Cooperation Agency (JICA Osaka) extends a hearty welcome to all JICA participants.

Location of the centre in the Kansai region

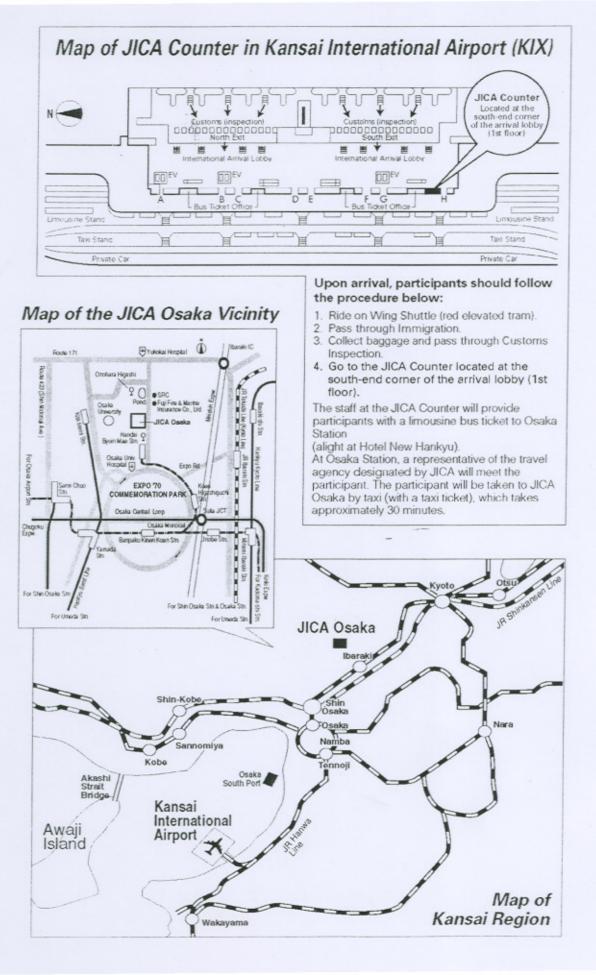
JICA Osaka is located in Ibaraki City, Osaka prefecture, in the heart of the Kansai region. Ibaraki lies close to the ancient cultural centers of Kyoto and Nara, and to the commercial, industrial and economic center of Osaka, and the city of Kobe.

2. Orientation Programme & Japanese Language Course

- (1) The four days after arrival at JICA Osaka are dedicated to an orientation programme, during which participants are introduced to JICA Osaka and its facilities, attend lectures on Japan's economy, society and culture, and participate in an international exchange programme with local communities.
- (2) It is desirable that participants acquire basic Japanese daily conversation for use in communication with training institution personnel and in other situations outside the scope of their technical training. JICA Osaka therefore offers:
 - an intensive Japanese language course as an integral part of the training programme in designated courses
 - ② an optional Japanese language course held in the evenings

Weekend Recreational Programme

Occasionally, at the weekends, JICA Osaka, in concert with community groups, organizes a programme of recreational activities and exchange events, including introductions to flower arrangement, tea ceremony, kimono wearing, handicrafts, and folk dancing, and visits to Japanese homes.







CORRESPONDENCE

For enquiries and further information, please contact the JICA office or the Embassy of Japan. Further, address correspondence to:

Program Team III, Osaka International Centre (JICA Osaka) Japan International Cooperation Agency (JICA)

Address: 25-1 Nishi-Toyokawa-cho, Ibaraki-shi, Osaka 567-0058, Japan

URL: http://www.jica.go.jp/worldmap/english.html#osaka

Tel.: 81 (*) -72 (**) -641-6900 Fax.: 81 (*) -72 (**) -641-6910

(*): country code for Japan (**): area code for Ibaraki