

**(Appendix 1)**

## **Examination of OMA Decisions**

June 25, 2003

Market Access Ombudsman Council

### **1 Examination of OMA Decisions**

The Market Access Ombudsman Council will conduct an examination of the Office of Market Access decisions taken in the “Comprehensive Review of OTO Cases” and the “FY 2001 Problem Raising Process” in order to confirm whether expected outcomes are being achieved steadily, and whether the grievances are finally solved.

#### **(Specific Methods)**

The MAOC Experts Conference will consider progress on OMA decisions from the viewpoints of whether measures have been taken on schedule and whether expected outcomes have been achieved steadily. Complainants may be invited to the MAOC Experts Conference to present their opinions, if necessary.

(Reference) Comprehensive Review of OTO Cases (March 2003)

“Conclusion - Importance of Repeated Review” (Excerpts)

The important thing is to ensure that success is achieved. In other words, cases must be followed through to the final stage, until the complaints are resolved. In order to do so, the MAOC will continue its efforts to review “whether necessary actions are being made.” “whether the actions have reached the implementation stage” and “whether the implemented measures are achieving success.” In case expected outcomes are not being achieved due to insufficient measures or to slow actions, the MAOC will aggressively prompt relevant agencies to achieve the goals at the earliest possible time.

## **2 OMA Decisions Subject to Examination**

- Open access to food additives distributed abroad  
(Ministry of Health, Labor and Welfare)
- Review of medical classification  
(Ministry of Health, Labor and Welfare)
- Use of foreign testing data for the inspection of building materials, etc.  
(Ministry of Land, Infrastructure and Transport)
- Review of the JAS System  
Utilization of the newly introduced Registered Foreign Certification Organization system (Organic JAS)  
(Ministry of Agriculture, Forestry and Fisheries)
- Realization of 24 hour/365 day customs and quarantine services  
(Ministry of Finance, Ministry of Agriculture, Forestry and Fisheries, Ministry of Health, Labor and Welfare)
- Introduction of market principle to port business  
(Ministry of Land, Infrastructure and Transport)
- Simplification and acceleration of import clearance procedures
  - Improvement of the simplified declaration system (Ministry of Finance)
  - Promotion of the one-stop service (single-window system) (Ministry of Finance, etc.)
- Reduction of charges for using the NACCS System  
Review of the rate structure of Air-NACCS  
(Ministry of Finance)
- Revision of the vehicle inspection system for towing vehicles and towed vehicles  
(Ministry of Land, Infrastructure and Transport)
- Transparency and rationalization of plant quarantine  
(Ministry of Agriculture, Forestry and Fisheries)
- Allowing food testing to be conducted by private sector organizations  
(Ministry of Health, Labor and Welfare)
- Setting recycling fees based on the home appliance recycling law  
(Ministry of Economy, Trade and Industry)
- Review of the standard concerning domestic transport volume of poisonous and deleterious substance by tank container  
(Ministry of Health, Labor and Welfare)