

## **Cabinet Order for Enforcement of the Government Policy Evaluation Act**

Cabinet Order No. 323 of September 27 of 2001

as last amended by

Cabinet Order No. 95 of March 27 of 2015

The Cabinet hereby institutes this order pursuant to the provision of article 5, paragraph 4 (including the cases where it applies in Article 5, paragraph 6) of the Government Policy Evaluation Act (Act No. 86 of 2001).

(Council, etc. to be Prescribed in Article 5, Paragraph 4 of the Act and Determined by the Cabinet Order)

Article 1 The Council, etc. to be prescribed in Article 5, paragraph 4 of the Act and determined by the Cabinet Order (including the cases where it is applies in Article 5, paragraph 6) of the Government Policy Evaluation Act (hereinafter referred to as the “Act”) shall be the Policy Evaluation Commission.

(Period to be Prescribed in Article 7, Paragraph 2, Item (ii) of the Act and Specified by the Cabinet Order)

Article 2 The period to be prescribed in Article 7, paragraph 2, item (ii)(a) of the Act and specified by the Cabinet Order shall be five (5) years.

2 The period to be prescribed in Article 7, paragraph 2, item (ii)(b) of the Act and specified by the Cabinet Order shall be five (5) years.

(Policies to be Prescribed in Article 9 of the Act and Specified by the Cabinet Order)

Article 3 The Policies to be prescribed in Article 9 of the Act and specified by the Cabinet Order shall mean the following, except for policies for which the method of ex-ante evaluation has not been developed, and policies having have reasonable grounds for not being subject to ex-ante evaluation and specified by an order jointly issued by the Minister of Internal Affairs and Communications and the Head of the Administrative Organs planning and developing the policies concerned (or the Prime Minister for the organ stated in Article2, paragraph 1, item (ii) of the Act, or the Minister of Internal Affairs and Communications for the organ stated in Article2, paragraph 1, item (iv) of the Act, or the Minister of Environment for the organ stated in Article2, paragraph 1, item (v) of the Act):

- (i) Policy pertaining individual project of research and development expected to cost one (1) billion yen or more (excluding projects of research and development related to the humanities only; the same shall apply in the following items)
- (ii) Policy pertaining individual project of research and development which is expected to cost one (1) billion yen or more, and of which the conductor is subsidized for the whole or part of such costs
- (iii) Policy pertaining individual public construction project expected to cost one (1) billion yen or more (excluding projects for maintenance or repair of facilities; simply referred to as “Individual Public Construction Project” in the following items), such as projects for construction or improvement of roads, rivers and other public facilities
- (iv) Policy pertaining individual Public Construction Project which is expected to cost one (1) billion yen or more, and of which the conductor is subsidized for the whole or part of such costs
- (v) Policy pertaining individual project of official development assistance through grant-aid cooperation expected to be worth one (1) billion yen or more (limited to grant-aid cooperation intended to provide technical assistance under an international agreement such as a treaty or to construct facilities (including vessels) for projects closely related to such technical assistance (including procurement of equipment and materials necessary for the maintenance and operation of such facilities)), and an individual project of official development assistance through loan-aid cooperation expected to be worth fifteen (15) billion yen or more (limited to loan-aid cooperation that has less strict financial terms of interest and period of repayment, etc., such that the conditions of the supply of funds shall not be a heavy burden for developing areas and that lends, to those designated by the Minister of Foreign Affairs pursuant to the provisions Article 13, paragraph 1, item 2(a) of the Act on the Japan International Cooperation Agency (Act No. 136 of 2002), funds required for the execution of their development projects)
- (vi) Policy pertaining to introduction and abolishment of regulation (any effects of restricting the rights of the public or imposing obligations on the public (excluding any effects pertaining to taxation, judicial proceedings, procedures for application for subsidies, and other administrative acts to be specified by the Ordinance of the Ministry of Internal Affairs and Communications; hereinafter the same shall apply in this item)), and review of regulation (excluding any minor changes in the kind, reporting items or form of documents to be submitted, and any other changes to be specified by the Ordinance of the Minister of Internal Affairs and Communications as unlikely to have considerable effects on the lives of the public or the social economy) by the enactment, or revision or abolition of a law or a Cabinet Order.

- (vii) Policy pertaining to the measures listed in the following, of which the content is expanded or the time limit has changed (excluding those in which the time limit has been moved up) by revision of a law or an order based on law (including public notice):
- (a) The special measures concerning corporation tax prescribed in Article 3, Paragraph 1 of the Act on Improving Transparency of Application of Special Measures Concerning Taxation (Act No. 8 of 2010)
  - (b) Among the measures to reduce the tax burden prescribed in Article 757, Item 1 of the Act on Local Tax (Act No. 226 of 1950), those to reduce tax amounts or income amounts (limited to those concerning corporate prefectural resident's tax (including Tokyo metropolitan resident's tax), corporate business tax, or corporate municipal resident's tax)
- (viii) In addition to what is listed in the preceding item, policy pertaining to the measures on national tax or local tax to reduce tax amounts or income amounts (limited to those concerning corporation tax, corporate prefectural resident's tax (including Tokyo metropolitan resident's tax), corporate business tax, or corporate municipal resident's tax) by revision of the Act on Special Measures Concerning Taxation (Act No. 26 of 1957) or the Act on Local Tax

Supplementary Provisions (Extract)

Article 1 (Date of enforcement)

This Cabinet Order shall come into force as from the date of enactment of part of the Government Policy Evaluation Act (September 28, 2001).

Supplementary Provisions (Cabinet Order No. 49 of 2002)

This Cabinet Order shall come into force as from April 1, 2002.

Supplementary Provisions (Cabinet Order No. 157 of 2007)

This Cabinet Order shall come into force as from October 1, 2007.

Supplementary Provisions (Cabinet Order No. 259 of 2008)

This Cabinet Order shall come into force as from October 1, 2008.

Supplementary Provisions (Cabinet Order No. 143 of 2010) (Extract)

This Cabinet Order shall come into force as of the date of promulgation.

Supplementary Provisions (Cabinet Order No. 235 of 2012) (Extract)

Article 1 (Date of enforcement)

This Cabinet Order shall come into force as from the date of enforcement of the Act for Establishment of the Nuclear Regulation Authority (September 19, 2012).

Supplementary Provisions (Cabinet Order No. 95 of 2015) (Extract)

Article 1 (Date of enforcement)

This Cabinet Order shall come into force as from April 1, 2015.