



## **Supplementary Resolution to the Act on Promotion of Ensuring Security by Taking Economic Measures in an Integrated Manner (Lower House)**

In enforcing this Act, the National Government should give due consideration to the following matters and ensure no error or omission in the operation, etc. thereof.

- I. Give proper consideration to the following matters in formulating the Basic Policy:
  - (1) In promoting comprehensive and effective economic measures regarding security, ensure that a balance is struck with free and fair economic activity, and give due consideration to the importance of forming a new international economic order.
  - (2) In considering “impact on economic activity” (Article 5 of the Act), give proper consideration to impact on economic growth, respect the autonomy of enterprises’ business activity, and ensure that fair competition among enterprises is not unduly impaired.
  - (3) In promoting comprehensive and effective economic measures regarding security, sufficiently explain to enterprises and the citizens, and gain the understanding thereof.
  - (4) Pursuant to the provisions of Article 90 of the Act, ensure that the good faith performance of treaties entered into by Japan and other international commitments are not hampered.
- II. Enact Cabinet Orders designating Specified Critical Materials, Orders of the Competent Ministry regarding designation of Corporations to Support Ensuring Stable Supply, and Orders of the Competent Ministry specifying designation criteria for Specified Social Infrastructure Enterprises considering related enterprises, organizations of related enterprises, and other related persons, and enact Cabinet orders specifying specified technology areas considering the opinions of persons with expertise in economic measures regarding security, industrial technology, and other expertise in non-disclosure of patent applications.
- III. Objectively and fairly designate Specified Critical Materials, Specified Social Infrastructure Enterprises, designated funds, and select specified technology areas.
- IV. Regarding collection of reports from individuals, corporations, or

other organizations that engage in the production, import, or sale of materials (Article 48, Paragraph 1 of the Act) and recommendations after, etc., introduction, etc. of Specified Critical Facilities (Article 55, Paragraph 1 of the Act), consider impact on economic activity and give further proper consideration of the fact that these must be done to the extent determined reasonably necessary to ensure security.

- V. Give sufficient consideration to ensuring means of transport when stockpiling or taking other measures necessary to ensure stable supply (Article 44, Paragraph 6 of the Act) of Specified Critical Materials or the raw materials, etc. for the production thereof.
- VI. Specify “matters on necessary coordination with Specified Social Infrastructure Enterprises and other relevant persons regarding ensuring stable supply of Specified Social Infrastructure Services by preventing Specified Interference Actions” (Article 49, Paragraph 2, Item (v) of the Act) considering the necessity of consultation, advice, and other assistance for Specified Social Infrastructure Enterprises.
- VII. Regarding development support for Specified Critical Technologies, properly identify targeted technologies following sufficient examination of whether or not they will lead to ensuring Japan’s technological superiority and therefore indispensability, and intensively engage in support for those for which it is truly necessary.
- VIII. In promotion of research and development of Specified Critical Technologies and the appropriately utilizing the results thereof, pay attention to the importance of space science and technology, ocean science and technology, atomic science and technology, and artificial intelligence-related technology.
- IX. Take sufficient fiscal measures to support development of Specified Critical Technologies.
- X. In selecting Protected Inventions, limit coverage to the extent possible in consideration of impact on industry. In such cases, for dual-use technologies, limit to cases with few hindrances, keeping in mind technologies that are the result of entrusted operations using national government funding, technologies developed for use in defense, etc., or cases where the applicant itself has consented, etc.
- XI. In the operation of the system for non-disclosure of patent applications, give due consideration to ensure patent applicants can follow procedures smoothly.
- XII. In compensation for losses pursuant to Article 80 of the Act, give sufficient consideration to ensuring patent applicants do not incur

- excess disadvantages.
- XIII. Publicize without delay to the citizens, including the Diet, the enforcement status of the Act.
- XIV. Regarding the aptitude of persons handling information to ensure and maintain Japan's technological superiority, including keeping in mind the smooth promotion of international joint research, take necessary measures, including legislative measures, following deliberation on creation of systems for verification, including private citizens.
- XV. When determining necessity from the viewpoint of promoting collection, organization, and analysis of information on economic measures to ensure security, promptly deliberate the development of the framework thereof and take necessary measures pursuant to the results thereof.
- XVI. When determined necessary taking into account the status of submission of reports or materials under the provisions of Article 48, Paragraph 1 of the Act, deliberations shall be made regarding the effectiveness of reports or materials submitted under the provisions of Paragraph 1 following enforcement of the Act, and necessary measures shall be taken pursuant to the results thereof.
- XVII. Regarding comprehensive promotion of the effectiveness of various measures regarding economic security in light of the sharply changing global security environment particularly concerning the Ukraine situation, deliberations shall be taken at an appropriate time following the enforcement of the Act, and necessary measures shall be taken pursuant to the results thereof.