

**COOPERATION ARRANGEMENT BETWEEN
THE FAIR TRADE COMMISSION OF JAPAN
AND
THE AUTHORITY FOR FAIR COMPETITION AND CONSUMER
PROTECTION OF MONGOLIA**

Paragraph I

Purpose

This Arrangement, pursuant to paragraph 1 of Article 3.15 of the Implementing Agreement between the Government of Japan and the Government of Mongolia pursuant to Article 1.12 of the Agreement between Japan and Mongolia for an Economic Partnership (hereinafter referred to as “the Implementing Agreement”), establishes a framework for constructive cooperation between the Fair Trade Commission of Japan (JFTC) and the Authority for Fair Competition and Consumer Protection of Mongolia (AFCCP) (hereinafter collectively referred to as “Sides” and individually referred to as “Side”) and provides for the details concerning the implementation of Chapter 3 of the Implementing Agreement. The Sides share the view that the sound and effective enforcement of their competition laws is a matter of importance for the efficient operation of the respective markets of the jurisdiction of the Sides and for the trade between the jurisdictions of the Sides.

Paragraph II

Definitions

The terms used in this Arrangement that are also used in Chapter 3 of the Implementing Agreement will have the same meanings as in Chapter 3 of the Implementing Agreement.

Paragraph III

Exchange of Information

The Sides have decided that it is their common interest to share information which will facilitate the effective application of the competition laws respectively and promote better

understanding of each Side's enforcement policies and activities. To contribute to their common interest, the Sides will endeavor to exchange and provide information in relation to:

- A. significant developments in competition policies and the enforcement of competition laws;
- B. experiences on the enforcement of competition laws, when appropriate;
- C. other matters of competition policies and the enforcement of competition laws; and
- D. development relating to bilateral or multilateral fora that may be relevant to the cooperative relationship between the Sides.

Paragraph IV Meetings

To contribute to their common interest in cooperation in the field of competition law, the Sides will hold periodic meetings, as necessary, to:

- A. exchange information on their current enforcement efforts and priorities in relation to the competition laws of each country;
- B. discuss policy matters in which they are interested;
- C. discuss other matters of mutual interest relating to the application of the competition laws of each country;
- D. discuss development relating to bilateral or multilateral fora that may be relevant to the cooperative relationship between the Sides; and
- E. discuss any other matters that may be jointly decided upon by the Sides.

Paragraph V Implementing Joint Projects and Programs

The Sides will implement joint projects and programs on technical assistance and/or capacity building of the AFCCP as technical cooperation provided in Article 3.9 of the Implementing Agreement.

Paragraph VI
Communications under this Arrangement

Communications under this Arrangement may be carried out by direct oral, telephonic, facsimile or e-mail communication between the Sides. The contact points of each Side are as follows:

JFTC: International Affairs Division, Secretariat, General Secretariat

AFCCP: Cooperation Department

Paragraph VII
Miscellaneous

1. Nothing in this Arrangement is intended to create legally binding rights or obligations on the competition authorities or their respective governments.
2. All cooperation under this Arrangement will be conducted in line with the laws and regulations in force in their respective countries and subject to the reasonably available resources of each Side.

Paragraph VIII
Commencement, Termination and Modification

1. This Arrangement will commence on the date of signature.
2. This Arrangement will continue until terminated by either Side or both Sides.
3. Either Side may terminate this Arrangement by notifying the other Side in writing of its intention to do so at least thirty (30) days in advance.

4. This Arrangement may be modified with the mutual written consent of the Sides.
5. The Sides will endeavor to periodically review the operation of this Arrangement with a view to assessing ways in which it could be improved.
6. When the Sides have any dispute or disagreement on the implementation or interpretation of this Agreement, the Sides will endeavor to settle such dispute or disagreement in an amicable way through negotiation.

Signed in Tokyo, Japan, on this 15th day of March 2017, in two copies in the English language.

For the Fair Trade Commission of
Japan

For the Authority for Fair Competition and
Consumer Protection

Mr. Kazuyuki Sugimoto
Chairman

Mr. Lkhagva Byambasuren
Chairman