

105TH CONGRESS
2D SESSION

S. CON. RES. 88

Calling on Japan to establish and maintain an open, competitive market for consumer photographic film and paper and other sectors facing market access barriers in Japan.

IN THE SENATE OF THE UNITED STATES

APRIL 2, 1998

Mr. D'AMATO (for himself, Mr. MOYNIHAN, Mr. ASHCROFT, and Mr. BINGAMAN) submitted the following concurrent resolution; which was referred to the Committee on Finance

CONCURRENT RESOLUTION

Calling on Japan to establish and maintain an open, competitive market for consumer photographic film and paper and other sectors facing market access barriers in Japan.

Whereas the current financial crisis in Asia underscores the fact that the health of the international economic system depends on open, competitive markets;

Whereas structural reform in Japan is critical to the resolution of the Asian financial crisis;

Whereas for many years the United States Trade Representative has reported to Congress in the National Trade Estimate on numerous barriers to entering and operating in the Japanese market;

Whereas Japan's restrictive policies deny opportunities to United States companies and their workers seeking access to Japanese markets;

Whereas the United States Trade Representative has engaged over the last several years in an intensive review of the Japanese distribution system;

Whereas on June 16, 1996, the United States Trade Representative found that the Government of Japan created and tolerated a market structure that impedes United States exports of consumer photographic film and paper;

Whereas the European Union has sought to remove these same barriers to distribution that restrain European exports to Japan;

Whereas it is important that United States companies and workers not be disadvantaged by other countries following Japan's model of protecting its market through a closed distribution system and other market access barriers;

Whereas a recent panel of the World Trade Organization failed to address the closed distribution system and market access barriers in Japan;

Whereas the Government of Japan has consistently stated that it is committed to deregulation, transparency, non-discrimination, and open distribution systems accompanied by vigorous enforcement of competition laws;

Whereas the Government of Japan stated in recent proceedings of the World Trade Organization on consumer photographic film that it is committed to promote distribution policies that make the Japanese market more open to imports and to actively discourage restrictive business practices; and

Whereas fulfilling these public statements would benefit both United States trade and Japanese consumers, significantly raising the standard of living in Japan: Now, therefore, be it

1 *Resolved by the Senate (the House of Representatives*
2 *concurring)*, That the Congress—

3 (1) calls upon the Government of Japan to live
4 up to the standards it has set for open competitive
5 markets;

6 (2) calls upon the Government of Japan to fully
7 implement the representations that it made to a dis-
8 pute settlement panel of the World Trade Organiza-
9 tion regarding deregulation, transparency, non-
10 discrimination, open distribution systems, and vigor-
11 ous enforcement of competition laws with respect to
12 consumer photographic film and paper as well as
13 other sectors, such as autos and auto parts, glass,
14 and telecommunications, that face similar market
15 access barriers in Japan;

16 (3) urges the President, the United States
17 Trade Representative, and other appropriate officers
18 of the executive branch to exercise fully existing au-
19 thority to achieve these objectives; and

20 (4) requests the President to report to Con-
21 gress, not later than July 15, 1998, and not less fre-
22 quently than every six months thereafter, regarding

- 1 progress in eliminating market restrictions in Japan
- 2 for consumer photographic film and paper.

