





### Japan's Trade Strategy in the 21<sup>st</sup> Century and Economic Partnership with Latin American Countries Revisited

Retreat of Globalization and How Japan deals with it



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## Today's Content

- Prelude
- 1.Introduction
- 2. Japan's FTA Policy: the TPP an the Japan-EU EPA
- 3. Trump Shock in Trade Policy of the US
- 4. How does Japan cope with this new trend ?
- 5. Economic Ties between Japan and Latin American Countries
- 6. Conclusions

#### **Two Major Sources of Uncertainty** Trump Shock BREXIT &



#### White House lies endanger global // Trump puts protectionism at heart of US economic policy

Order signed to pull out of Pacific trade deal
Executives warned over offshoring jobs



SHAWN DONNAN AND COURTNEY WEAVER -- WASHINGTON President Donald Trump signalled he would put protectionism at the heart of economic policy, withdrawing the US from a historic Pacific trade pact and threatening to punish companies for

with, from left.

Corning chief

1&I head Alex

Gorsky and

Michael Dell

Trump hotel

improve

Wendell Weeks.

Mr Trump said pulling out of the 12-nation Trans-Pacific Partnership, a signature initiative of predecessor Barack Obama's "pivot" to Asia, was a "great thing for the American worker". His signing of the TPP executive order came shortly after he warned a White House gathering of US business executives that he would place a "very major" border tax on companies that moved production overseas and exported products back into the country. While Mr Trump made clear during Room to the campaign that he would withdraw from the TPP, the move was a potent signal that he will use his first days in the

populist, antitrade agenda that cata- nomic rules at the expense of American In his first White House meeting since pulted him to the White House. Mr Trump is also expected to for- send a troubling signal of American panies on notice that he intended to mally tell Canada and Mexico that he disengagement in the Asia-Pacific wants to renegotiate the North Ameri- region at a time we can least afford it." can Free Trade Agreement, which Japan and several other TPP signatowas signed by then-president Bill ries - which include some of the closest duction out of the US. He also said those Clinton in 1993. Republican senator John McCain crit- vowed to press ahead with the pact.

icised the TPP move as a "serious mis-Shinzo Abe, Japan's prime minister, take", highlighting how Mr Trump's told parliament yesterday that he would Elon Musk of Tesla and Marilyn Hewson agenda is at odds with decades of press the US leader to rejoin the pact. Republican trade policy. "It will create "President Trump understands the

like to pursue his understanding on the President Donald Trump's luxury hotel at Washington's historic Old Post Office the TPP," Mr Abe said. building has lost \$1.16m in its first two Steven Ciobo, the Australian trade months of operation, falling short of internal projections that it would turn a remaining 10 nations still made ecosmall profit, according to senior House nomic sense for his country. Democrats. The Trump Organization In his inaugural speech on Friday, had projected a \$397,000 profit on Mr Trump said the US had "made other revenues of S6.3m Trump presidency page 2

Barra quits Xiaomi after Deiiing life

Oval Office to plough ahead with the an opening for China to rewrite the eco-has disappeared over the horizon" workers," Mr McCain said. "And it will the inauguration, Mr Trump put commatch his rhetoric with action, telling chief executives that he would look harshly on companies that moved pro-US allies along the Pacific Rim - have that wanted to open US plants would face fewer regulations and lower tax of Lockheed Martin, Mr Trump said he would impose a "substantial border tax" importance of free and fair trade, so I'd on goods made overseas by US companies, but would offer "advantages" to strategic and economic importance of those who manufactured dom "A company that wants to fire all of it. people in the United States and build minister, said going forward with the some factory someplace else and then thinks that that product is gonna just flow across the border . . . that's not gonna happen," he said.

Angry I

Additional reporting by Jamie Smyth is countries rich while the wealth, Sydney strength and confidence of our country Janan Ganesh & Gi

#### **Two Major Sources of Uncertainty** Trump Shock BREXIT &



ues to exploit other countries in the EU

page 3

► E GDI sho sha eno The

Theresa May, the British prime minis-

ter, in which she and Mr Trump dis-

make great scapegoats'

Pharma rally page 12

Markets pages 18-20

# What happens if the UK fails to keep free market access to the EU Single Market ?

- The UK should resume a full membership of the WTO: British products become subject to the MFN duties imposed by the EU Common External Tariff; e.g. 10 % on passenger car, 14% on Plasma TV, etc.
- The UK should establish its own national tariff schedule in accordance with the GATT Art. II, which implies inevitable tariff negotiations with the WTO Members including the EU
- Likewise, the UK should negotiate its own commitment in trade in services under the GATS (General Agreement on Trade in Services, WTO)
- Accordingly, the UK shall be obliged to negotiate its national commitment on Government Procurement under the WTO/GPA to establish its own entity list

#### Why Brexit matters ?: Major Japanese Companies Presence in the UK



company	Sales in the EU(Oku Yen)	British Employee	Export to the EU		
Toyota	23,233	3,000	<b>75%</b> of the UK production to the EU		
SONY	18,813	5,000	Headquarters function for the EU		
Nissan	17,481	8,000	<b>80%</b> of the UK production to the EU		
Canon	10,743	2,800	Camera, Multi- function equipment		
Hitachi	9,511	5,000	8000 OkuYen awarded order trains		
Toshiba	5,599	n.a.	Headquarters Function for the EU		
Ricoh	5,310	3,000	Overall sales in the EU		
Mitsubishi Electric	3,699	n.a	Air conditioning system in the EU		
KonicaMinolta	3,197	1,300	Multifunction office equipment		
Takeda Pharma.	3,093	n.a.	Experiments for the entire EU market		
Nomura HD	1,458	2,500	Supporting M&A、 security, banking		

"Trade war fears mount as Trump vows to sign order for steel tariffs" (FT, Friday 2 March 2018)

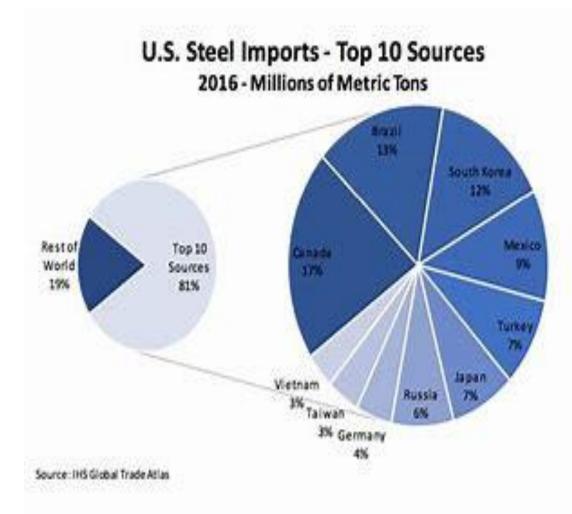
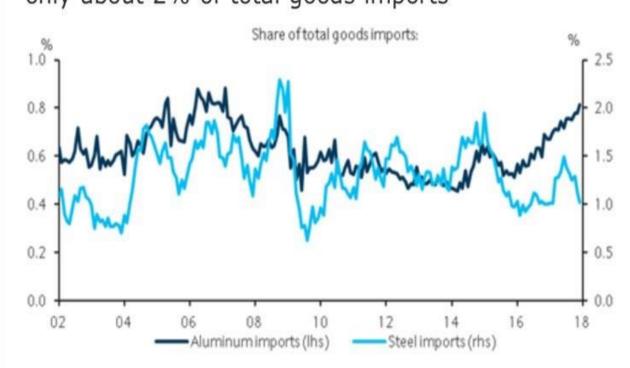


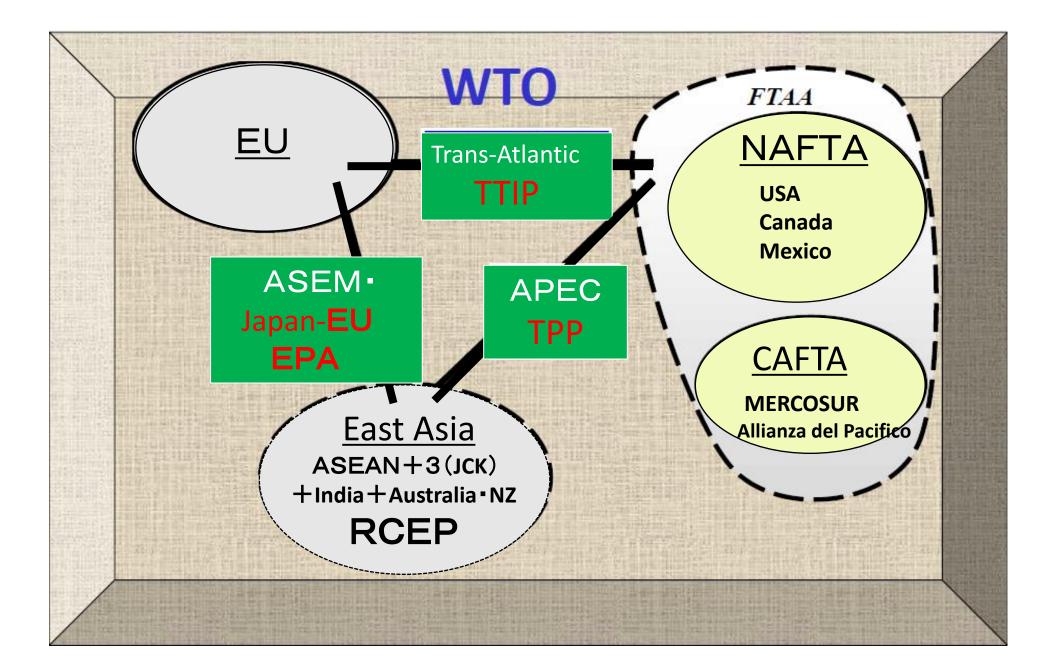
Figure 1: Steel and aluminum imports account for only about 2% of total goods imports



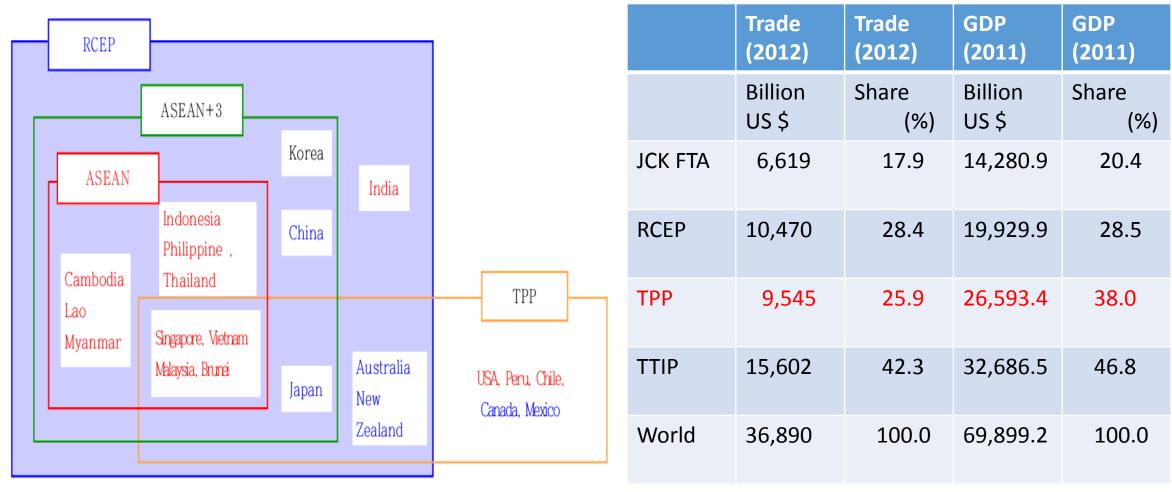
Source: Census Bureau, Barclays Research

## 1. Introduction

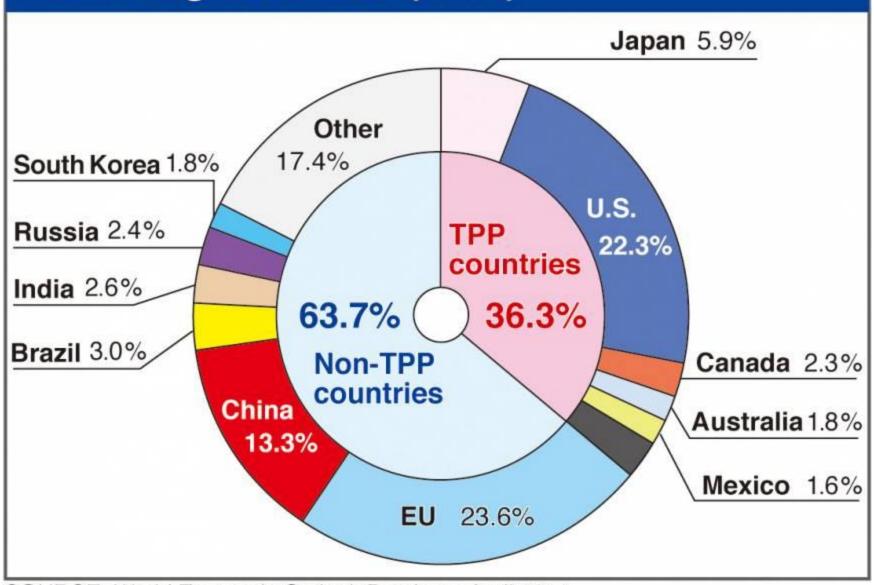
State of Play before the US Presidential Election in November 2016 and thereafter



# Membership and Economic Importance of the Mega-FTAs



#### Share of global GDP (2014)



SOURCE: World Economic Outlook Database April 2014

## 2. Japan's FTA/EPA Policy

From "*de-facto* business-driven integration" to "*de-jure* EPA-driven integration"

## Definition of Terms

- "Article XXIV of the GATT" = Members of the WTO may form a customs union or a free trade area as an exception to the MFN principle under certain conditions such as it covers "substantially all the trade"
- "FTA"=A group of two or more customs territories in which the duties and other restrictive regulations of commerce are eliminated on substantially all the trade (GATT XXIV:8 (b))
- "**TPP**"=Trans-Pacific Strategic Partnership Agreement; an inter-regional FTA among Asia-Pacific countries with high-level commitment in tariff elimination as well as in making new rules on investment, competition, IPRs etc.
- "TTIP" = Trans-Atlantic Trade and Investment Partnership; a bilateral FTA to be negotiated between the US & the EU

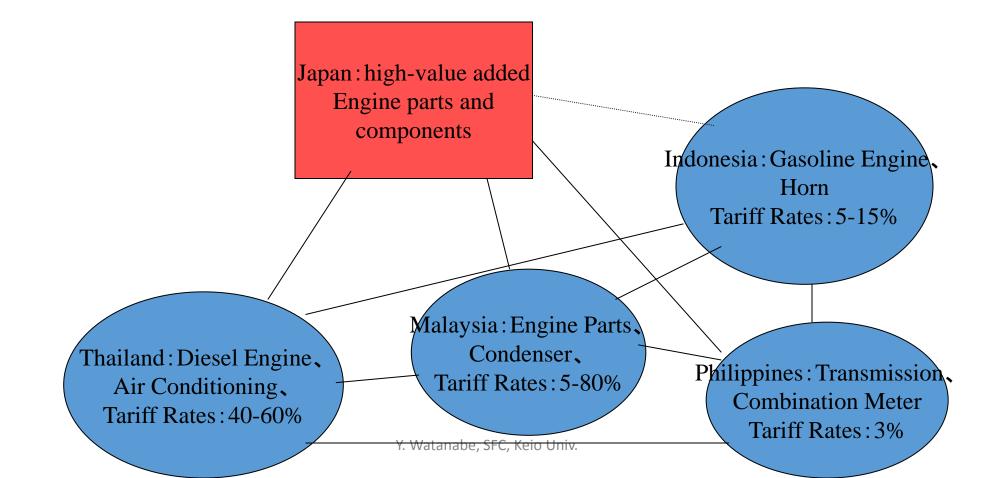
# De-facto Business-driven Integration in East Asia

- "The Plaza Accord" by G5 in September 1985 as the major cause
- The major exchange-rate realignment

• 
$$\$1=$$
  $¥ 2 4 8 \Rightarrow$   $\$1=$   $¥ 1 8 0$ 

• Japanese manufacturers shifted production sites of their parts and components abroad, firstly in ASEAN countries and later in other East Asian countries in order to avoid negative effects of appreciated Japanese Yen

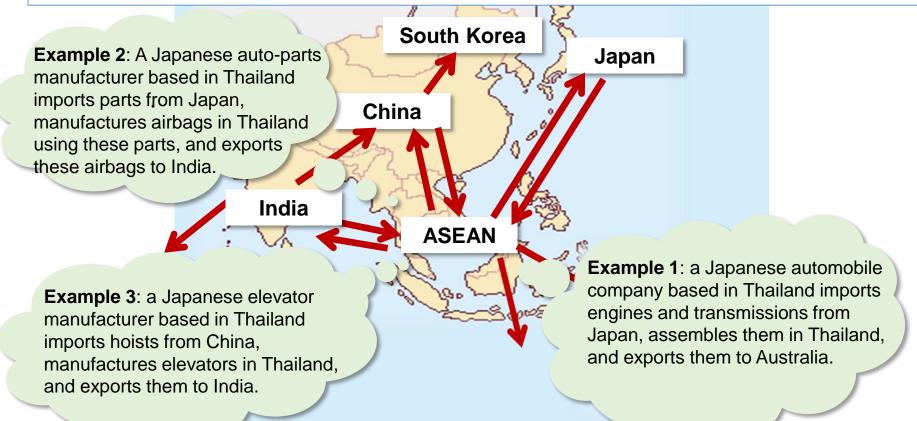
### Japanese Car Industry: Optimal Supply System in Asia



#### The significance of participation in RCEP

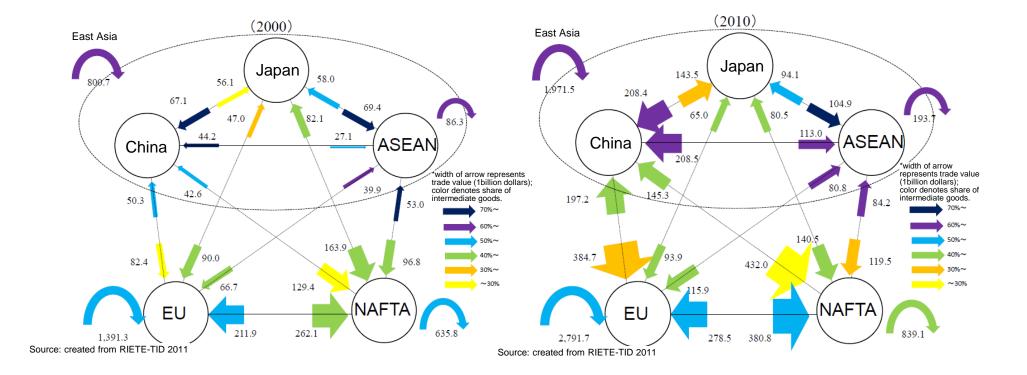
#### Unification of supply chain networks in the East Asia region

- In order to increase exports to growth markets both inside and outside the East Asia region, the unification of corporate supply chains is essential.
- At present, each EPA has its own set of regulations (e.g. rules of origin), and the differences between these regulations hinder corporate activities. By unifying these regulations into a single set of simple, easy-to-use rules for corporations, RCEP will facilitate the establishment of an trans-national supply chain network.



#### **Change in quality of Japan-ASEAN-China trade**

Transaction volumes of intermediate goods have risen rapidly among ASEAN states. → This reflects the increasing sophistication of production networks in East Asia.



# Regional Economic Integration in East Asia

- Business-driven integration through FDI
- Production networking = *de facto* integration
- How to consolidate and improve the merits of such development ?
- ⇒ "FTA Policy Paper" by MOFA, Japan,

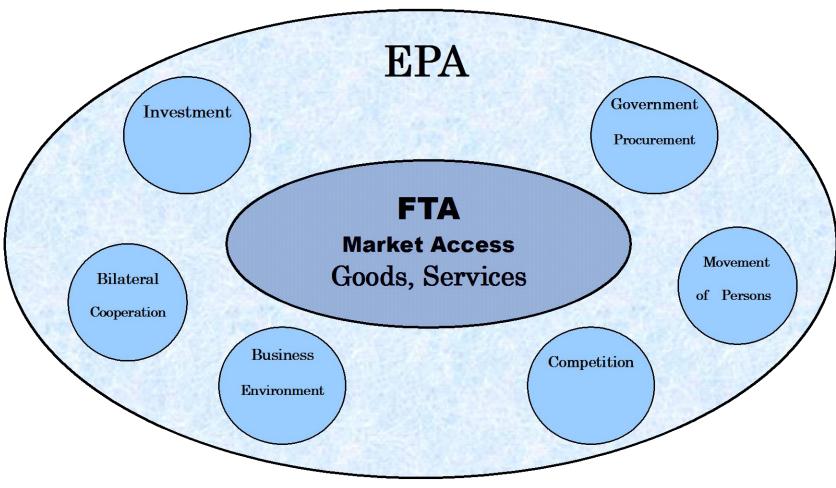
in 2002.10  $\Rightarrow$  the first EPA with Singapore

# From "*de-facto* business-driven integration" to "*de-jure* EPA-driven integration"

#### Japan's FTA/EPA Achievement so far

- Japan-Singapore EPA (in force since 2002.11)
- Japan-Mexico EPA (negotiations started in 2002.11, in force since 2005.4)
- Japan-Malaysia EPA (in force since 2006.7)
- Japan-Chile EPA (negotiations started in 2006.2, in force since 2007.9)
- Japan-Thailand EPA (agreement in substance 2005.9, in force 2007.11)
- Japan-Indonesia EPA (negotiations started in2005.7, in force 2008.7)
- Japan-Brunei EPA (negotiations started in 2006.6, in force 2008.7)
- Japan-ASEAN EPA (negotiations started in 2005.4, in force 2008.12)
- Japan-Philippines EPA (agreement in substance 2004.11, in force 2008.12)
- Japan-Switzerland EPA (negotiations started in 2007.5, in force 2009.2)
- Japan-Vietnam EPA (negotiations started in 2007.1, in force 2009.10)
- Japan-India EPA (negotiations started in 2007.1, in force 2011.8)
- Japan-Peru EPA (negotiations started in 2009.5, in force 2012.3)
- Japan-Australia EPA (negotiations started in 2007.4, agreement in substance in 2014.04, in force 2015.01)
- Japan-Mongolia EPA (negotiation started in 2012.6, signed in 2015.02)
- Japan-EU EPA (negotiation started in 2013.03, agreement in principle reached in 2017. 07 confirmed in 2017. 12)
- Japan-Korea EPA (negotiations started in 2003.12, suspended in 2004.11)
- Japan-GCC EPA (negotiations started in 2006.9)
- Japan-Canada EPA (negotiation started in 2012. 10)
- Japan-Colombia EPA (negotiation started in 2012. 12)
- Japan-Turkey EPA (negotiation started in 2014.12)

#### Economic Partnership Agreement EPA: Japan's FTA Strategy



### Substance of Japan's EPA

			Trade in goods			Trade in service			Investment			Govern	Intellect	Competition	Improve Of Busir	Cooperation	Energy :		
		Market Access	SPS/TBT	Mutual Recognition	Market Access	National Treatment	MFN Treatment	Movement of Natural Person	National Treatment	MFN Treatment	Prohibition of performance requirements	Dispute Settlement between state and investor	Intellectual Property Government Procurement	Ition	Improvement Of Business Environment	stion	Energy and Mineral Resources		
		Vietnam	0	0		0	0		0			0				0	0	0	
		Philippine	0		0	0	0	0	0	0	0	0			0	0	0	0	
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	AN	Indonesia	0			0	0	0	0	0	0	0	0		0	0	0	0	0
		Thailand	0		0	0	0	0	0	0	0	0	0		0	0	0	0	
		Malaysia	0	0		0	0	0	0	0	0	0	0		0	0	0	0	
		Singapore	o		0	0	0		0	0		ο	0	0	0	0			
America	Latin	Chile	0	0			0	0	0	0	0	0	0	0	0	0	0		
ica		Mexico	0	0			0	0	0	0	0	0	0	0		0	0	0	
	Europe	Switzerland	0	0		0	0	0	0	0	0	0	0	0	0	0	0		

# Japan's FTA/EPA Strategy in Asia-Pacific & beyond

- De-facto Business-driven Integration through Supply-chain and Production Networks
- FTA/EPAs to consolidate the merits of the De-facto Integration
- From Bilateral FTA/EPAs to Wider Regional FTA/EPAs: (ASEAN+1)x5, ASEAN+3, ASEAN+6=RCEP, Japan-China-Korea FTA
- Beyond Regional FTA/EPAs ⇒⇒⇒ the TPP as an inter-regional FTA, the Japan-EU EPA + Japan-CH EPA to bridge East Asia and Europe

# **TPP an Agreement on Substance,** Atlanta, Oct. 5 2015 ⇒signed in Feb. 2016

- Tariff Elimination: (1) 99.9% on Industrial Products, (2) 97.1% on Agricultural Products
- New Rules: 1 SOEs (regulations on non-commercial assistance by government), 2 Labour and Environment (subject to dispute settlement procedures), 3 Government Procurement (obligations extended to non-WTO/GPA signatories)
- User-friendly Rules: Rules of Origin, Trade Facilitation, SMEs-related provisions, Investment (ISDS)
- Membership requested by: Korea, the Philippines, Thailand, Taiwan, and Indonesia

# **Rules of Origin** in TPP (most generous accumulation rule to facilitate supply chain)

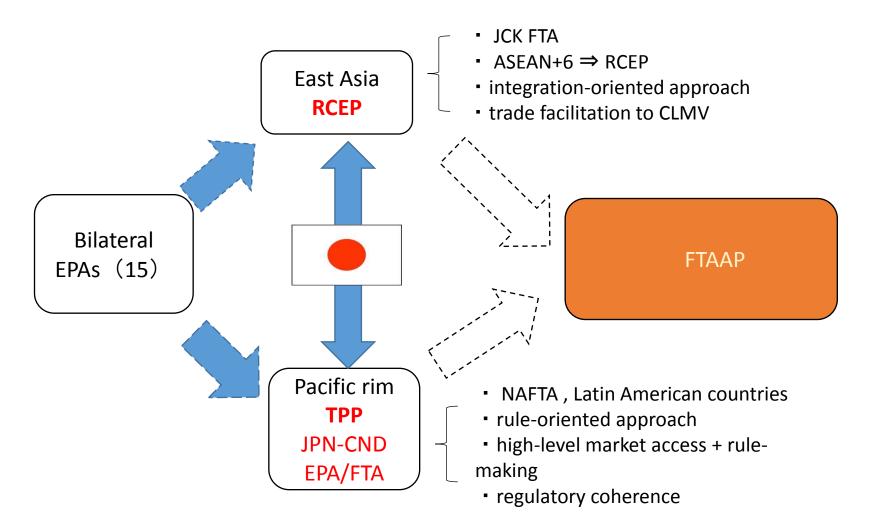
- ASEAN CEPT scheme: 40%
- NAFTA scheme: 62.5% (in case of auto/auto-parts)
- Completed Passenger Vehicle: 55% (exceptions where special considerations provided to such items as; tempered glass, car-body for passenger vehicle, car-body of commercial vehicle, bumper, door, axle)
- Car Parts/Components: Change in Tariff Classification Criteria or Valueadded Criteria (45~55%)
- $\Rightarrow \Rightarrow \Rightarrow$  some shift of production might take place from non-TPP countries to TPP member countries

## CPTPP: "TPP11" after the US Departure

- Withdrawal of the US from the TPP on January 23 2017
- TPP11 Ministerial Meeting in Chile in March 2017
- TPP11 Ministerial Meeting in Viet Nam in November 2017
- Senior Officials' Meetings in Hakone, Japan, to accelerate the agreement in substance
- Twenty Provisions, mainly in the area of IPRs, to be suspended
- No Substantial Changes in the Market Access Deals in the original TPP
- Agreement in Substance reached in January 2018, signed in Chile in March 2018, and expected to come-into-force by the end of 2018

#### Japan's FTA/EPA Strategy

a pivotal centre between TPP & RCEP



### Japan-EU Economic Partnership Agreement (1)

- May-December 2011: "Scoping Exercise"
- September 2012: Public Hearing at European Parliament
- March 2013: Summit Talks by telephone
- April 2013: the First Round of Negotiations
- April 2017: the 18<sup>th</sup> Round of Negotiations
- May 2017: Japan-EU Summit Talks
- July 2017: an Agreement in Principle reached before G20
- December 2017: an Agreement on Substance reached
- July 17 2018: Japan-EU EPA Signed in Tokyo
- Early 2019(?): Coming-into-Force of the Agreement

#### Japan-EU Economic Partnership Agreement (2)

- A Comprehensive Coverage: Market Access in Goods and Services, NTMs, Trade Remedies, Customs/Trade Facilitation, SPS/TBT, Investment, E-commerce, Government Procurement, Railway Equipements, IPR, GI(Geographical Indication), Competition Policy, Corporate Governance, Sustainable Development, SMEs, Dispute Settlement, Transparency, Regulatory Cooperation, General & Final Provisions etc.
- Trade in Goods (2016):

EU  $\Rightarrow$  Japan: 8.8 trillion JPY (dutiable 27.6%, non-dutiable 72.4%)

Japan  $\Rightarrow$  EU: 7.9 trillion JPY (dutiable 67.3%, non-dutiable 32.2%)

## 3. Trump Shock in Trade

Withdrawal of the US from the Trans-Pacific Partnership (TPP) Agreement and possible departure from the trade multilateralism

# Policy Confusion: "Trump leaves other nations striving to guess true intent" (F.T.Jan.20)

- "Donald Trump has already kept one campaign promise: he has made American diplomacy more difficult to read" (D.J.Lynch)
- "The base of all decisions is going to be "America first", which implies that everyone else is second, third, or fourth."
- "The question we get asked a lot is: are we going to continue to govern by tweets or not ?" (Richard Armitage)
- The President's unconventional style puzzles non-US audiences; i.e. a blend of 21<sup>st</sup> century communications and the classic American bravado

# "Trump puts protectionism at heart of US economic policy" (F.T. Jan. 24)

- Executive order signed to withdraw from the TPP (Jan. 23)
- US Business leaders warned over offshoring jobs: border tax to be imposed
- John McCain: " (the US withdrawal was) a serious mistake. It will create an opening for China to rewrite the economic rules at the expense of American workers. And it will send a troubling signal of American disengagement in the Asia-Pacific region at a time we least afford it"
- Unwinding the NAFTA would hit Mexico hard, but Japan and the EU would be adversely affected as well
- Germany accused by Peter Navarro of "grossly undervalued" euro to "exploit" the US and its EU partners (Feb. 1)
- Navarro: "Germany was one of the main barriers to a US trade deal with the EU." "the talks with the EU over the TTIP declared dead"

## Trump opts for "bilateral trade deals"

- "bilateral deals" does not mean necessarily Free Trade Agreement (FTA): the only FTA Trump mentioned was the one with the UK
- "bilateral deals" with countries which run trade surplus with the US; e.g. Japan(\$68.6 billion), Mexico(\$58.4 billion), China (\$365.7 billion)
- The deals could imply balancing trade account via political interventions by governments: "numerical targets" of auto imports by Japan until "reciprocity" to be achieved
- Revival of "procedural protectionism" of 1980's by way of Section 301 type of "unilateralism" ⇒⇒⇒WTO inconsistent

	Section 201 (SG)	Section 232 (national security)	Section 301(unfair trade practices)	Other Instruments (WTO DS etc.)
2017 April		Investigation initiated on steel & aluminum		
2017 May-June	Investigations initiated on solar panel and washing machine			
2017 August			Investigation on China's IPR	
2017 Oct./Dec.	USITC recommendation			US-China Summit \$250 billion deal
2018 January		USDOC report on security concerns		
2018 February	SG measures launched			
2018 March		25% tariff on steel, 10% on aluminum	25% tariffs on \$50 billion China goods	WTO DS on IPR

## Ross: Multilateralist camp talking "rubbish"

- Wilbur Ross: "we(US) are the least protectionist of the major areas. We are far less protectionist than Europe. We are far less protectionist than Japan. We are far less protectionist that China." · · · "We also have trade deficits with all three of those places. So they talk free trade. But in fact what they practice is protectionism. And every time we do anything to defend ourselves, even against the puny obligations that they have, they call that protectionism. It's rubbish" (FT 17 April)
- Christine Lagarde + Jim Yong Kim: stepping up their public defense of multilateralism warning that the "sword of protectionism" hung over the world economy (idem)

# Now the US withdraws from the TPP, China will • • •

- take advantage of the US withdrawal from rule-making in trade and investment across Asia-Pacific by imposing its own power-oriented trade policies: aggressive use of anti-dumping measures, state subsides on steel
- lose incentives to enhance FTAs (RCEP, JCK) in absence of the TPP jeopardizing further trade liberalization in East Asia: China-Korea FTA(2015)
- instead accelerate the "One Belt, One Road" Initiatives by making full use of the AIIB as well as the BRICS Bank

 $\Rightarrow \Rightarrow \Rightarrow$  Market economy principles are to be irreversibly pushed back and diminished if not completely abandoned

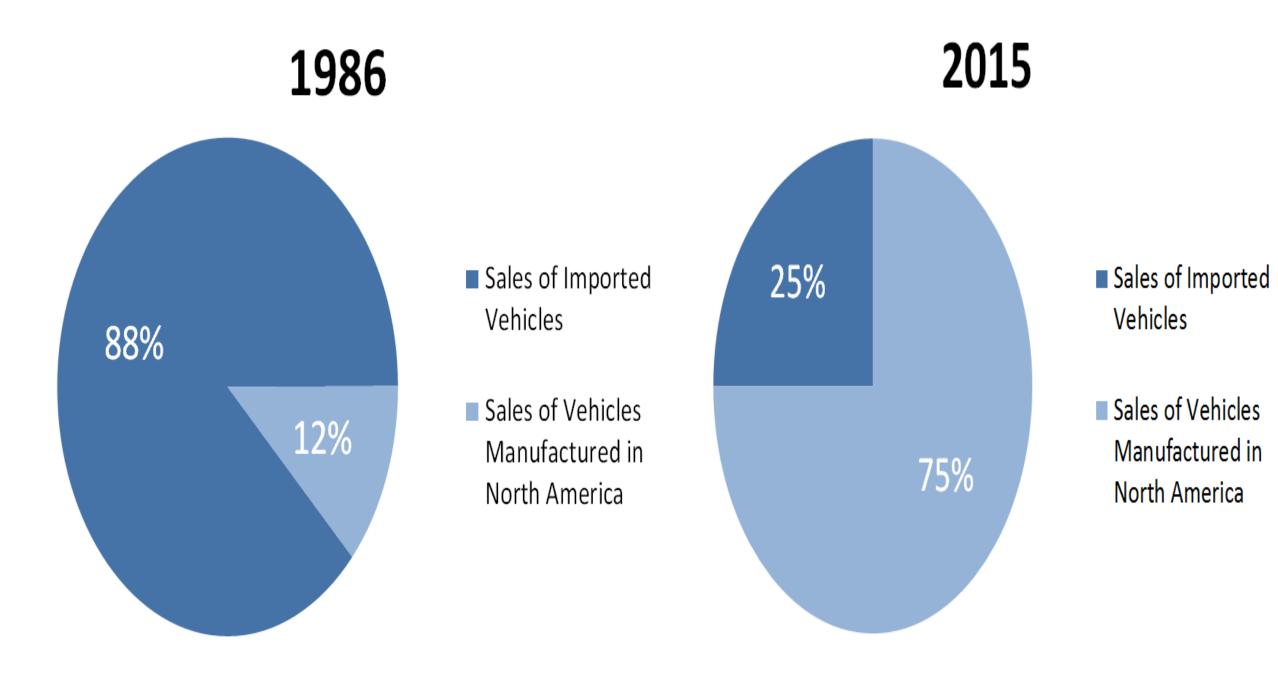
 $\Rightarrow \Rightarrow \Rightarrow$  a major crisis for the free democracy

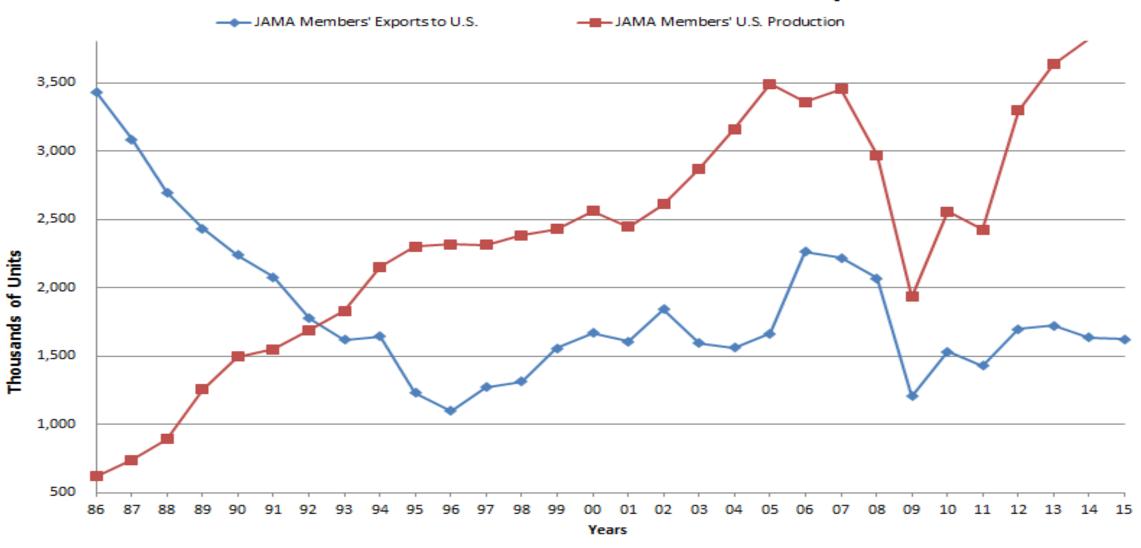
# 4. How does Japan cope with this new situation ?

Japan rejects US proposal of a bilateral FTA maintaining that the TPP is the best for the Japan-US economic relations

In case of Car Industries: changing patterns of trade and local production in the US

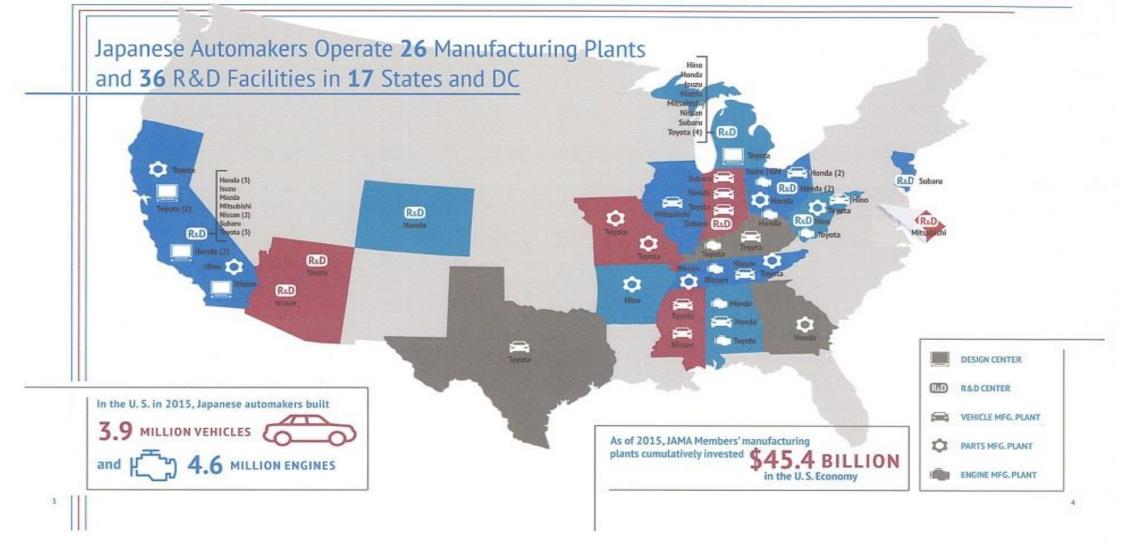
Japanese car producers deploy 26 factories and 36 R&D centers in the US making 3.9 million passenger vehicles as well as 4.6 million engines and creating jobs for 1.5 million people.





#### JAMA Members' U.S. Vehicle Production and Exports to U.S.

#### INVESTING IN AMERICA



#### AMERICAN JOBS & THE U.S. AUTO INDUSTRY



75%

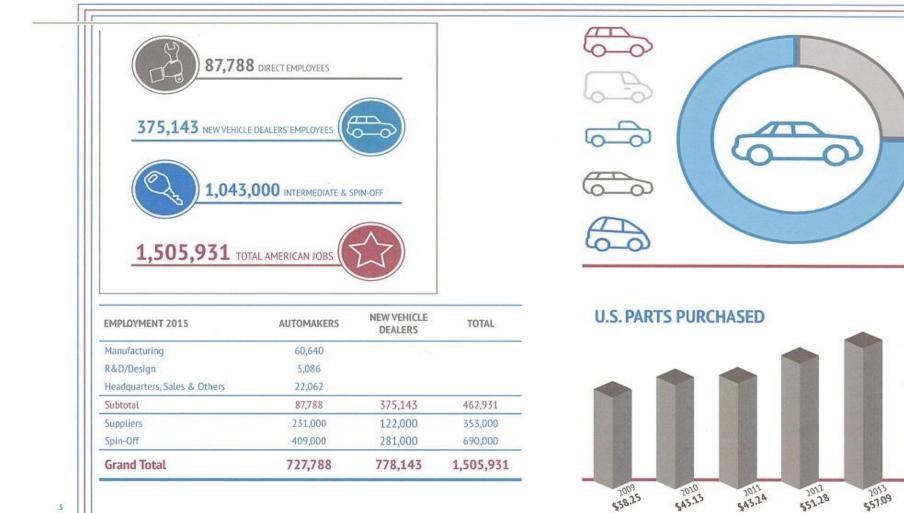
of Japanese-Brand Vehicles Sold in the U.S. are Built in

North America

2014

BILLIONS \$

\$67.9 6



5

#### **U.S. EXPORTS**

7

DRIVING AMERICA'S AUTOMOTIVE FUTURE



# 5. Strengthening the EconomicRelations between Japan and theLatin American Countries

**Untapped Potentiality**: rich agriculture, natural resources, energy, growing market with young population beyond long-time historical ties

## Japan-Mercosur EPA: How we make it ?

- Mercosur is a customs union that requires a single common commercial policy with third countries and a common external tariff regime
- Mercosur is, however, far from a complete customs union, and its imperfect current status requires an interim arrangement when negotiating trade agreements with third countries
- Market access negotiation could be started bilaterally between Japan and Member Countries of Mercosur while final results of such negotiations shall be bundled all together under the comprehensive framework of a possible Japan-Mercosur EPA
- The principle of "Single Undertaking" shall be applied throughout the bilateral negotiations as well as the plurilateral part of negotiations

## Japan-Alianza del Pacifico Comprehensive Economic Partnership

- Japan has bilateral EPAs with Mexico, Chile and Peru
- Japan-Colombia EPA at its Final Stage of Negotiation
- →⇒⇒ A Comprehensive EPA between Japan & the Alianza Member Countries to foster further production network
- Complementarity with the TPP11+X
- Japan as a Hinge to connect Value Chain in East Asia and the Alianza

## 6. Conclusions

TPP provides a momentum to free trade arrangements such as RCEP, JCK FTA and ASEAN Economic Community.

In the absence of WTO/DDA development on rule-making, the TPP rules could become "model rules" in such area as Investment, Competition, and Government Procurement etc.

Japan is interested in high-quality rules as well as high-level market access liberalization with the like-minded countries like Pacific Alliance Members across Asia-Pacific and beyond.

# **Concluding Remarks**: from a Japanese Perspective

- TPP/12 as a template for 21<sup>st</sup> Century-type trade agreements
- **TPP/11** to keep momentum for freer trade, signed in Chile on March 8 2018. Coming-into-force after six countries ratify the agreement
- RCEP/JCK FTA for updating the production network in East Asia
- Japan-EU EPA: the major inter-regional Mega-FTA concluded in December 2017, expected to come into force in 2019
- "Japan-Mercosur EPA" to be promoted
- "Japan-Alianza del Pacifico Comprehensive EPA" to be elaborated
- $\Rightarrow \Rightarrow \Rightarrow$  to keep trade multilateralism embodied in the WTO, and thus to enhance predictability in international business

#### Thank You for Your Attention -- Free Trade for a Better Future --

