GENERAL AGREEMENT ON

TARIFFS AND TRADE

RESTRICTED

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Special Distribution

Committee on Government Procurement

ADDITION OF THE GOVERNMENT OF LIECHTENSTEIN TO THE ENTITY LIST OF SWITZERLAND

1. On 27 April 1992 the Committee on Government Procurement was informed that Switzerland had added the "Government of the Principality of Liechtenstein" to its list of covered entities under the Agreement. In doing so, it had invoked the simplified procedure for the rectification or modification of entity lists set out in Article IX:5(a). At the 13 May Committee meeting, some signatories asked whether the legally correct procedure in this case might not be the more elaborate one set out in Article IX:5(b), which requires the agreement of the Parties to proposed modifications.

2. Upon request by the Committee, the secretariat provided a legal opinion on this issue which is contained in document GPR/W/114, dated 12 June 1992 and which concluded that since the addition of the Government of Liechtenstein to the Swiss list of covered entities would not appear to add new obligations for other Parties, no re-establishment of the balance of rights and obligations would be necessary. Since the purpose of the more elaborate procedures in sub-paragraph (b) was to permit re-establishment of this balance, the case in question would fit more appropriately under the simplified procedures of sub-paragraph (a)

3. At its meeting of 26 June 1992 the Committee on Government Procurement noted that the addition of the Government of Liechtenstein to Switzerland's list of covered entities had been correctly notified under Article IX:5(a). Since the criteria provided for under Article IX:5(a) for this change to become effective had been met, the Committee decided that the proposed addition to the Swiss entity list would be effective as from 26 June 1992.

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