**Agreement on Government Procurement**

Done at Marrakesh on 15 April 1994

Entry into force: 1 January 1996

Text: GATT Publication VI-1994, WT/Let/391

Registration: 29 February 1996, I-31874, No. 42290

UNTS: 1915 UNTS 103

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**Relevant clauses**

... 

*Article XXIV*

1. **Acceptance and Entry into Force**

   This Agreement shall enter into force on 1 January 1996 for those governments8 whose agreed coverage is contained in Annexes 1 through 5 of Appendix I of this Agreement and which have, by signature, accepted the Agreement on 15 April 1994 or have, by that date, signed the Agreement subject to ratification and subsequently ratified the Agreement before 1 January 1996.

8 For the purpose of this Agreement, the term “government” is deemed to include the competent authorities of the European Communities.

2. **Accession**

   Any government which is a Member of the WTO, or prior to the date of entry into force of the WTO Agreement which is a contracting party to GATT 1947, and which is not a Party to this Agreement may accede to this Agreement on terms to be agreed between that government and the Parties. Accession shall take place by deposit with the Director-General of the WTO of an

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8 See WT/Let/2.

As announced in WT/Let/1497, with the entry into force of the Protocol Amending the Agreement on Government Procurement, done at Geneva on 30 March 2012, for Switzerland on 1 January 2021, all GPA Parties have accepted the Protocol. Accordingly, pursuant to paragraph 1 of the Protocol, from 1 January 2021 the Agreement on Government Procurement as amended by the Protocol has replaced the Agreement on Government Procurement, done at Marrakesh on 15 April 1994, in relation to all GPA Parties. See also WT/Let/1503.

89 Technical errors in the authentic text of the Agreement on Government Procurement, pages 1/4 and 2/4 of Appendix I, Annex 3 of Japan, were rectified through a procès-verbal done on 18 April 2001 (WT/Let/386; WT/Let/391).
instrument of accession which states the terms so agreed. The Agreement shall enter into force for an acceding government on the 30th day following the date of its accession to the Agreement.

14. **Deposit**

This Agreement shall be deposited with the Director-General of the WTO, who shall promptly furnish to each Party a certified true copy of this Agreement, of each rectification or modification thereto pursuant to paragraph 6 and of each amendment thereto pursuant to paragraph 9, and a notification of each acceptance thereof or accession thereto pursuant to paragraphs 1 and 2 and of each withdrawal therefrom pursuant to paragraph 10 of this Article.

Acceptances

<table>
<thead>
<tr>
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<tr>
<td>Austria (Signature subject to ratification)</td>
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<tr>
<td>Belgium (Signature subject to ratification)</td>
<td>15 Apr 1994</td>
<td>WT/Let/51</td>
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<tr>
<td>Ratification</td>
<td>30 Dec 1994</td>
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<td>Canada (Signature subject to ratification)</td>
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<tr>
<td>Ratification</td>
<td>22 Dec 1995</td>
<td>1 Jan 1996</td>
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In endorsing this Agreement vis-à-vis the United States for Annex 1 (Federal departments and agencies), Canada’s commitments are made on the basis of our understanding of 1) the value of the U.S. offer at the time of signing of the Agreement in Marrakesh and 2) the value of “small and minority business set-asides” discussed with the United States in reference to the exception taken for these programs in their offer. Canada would further note that its commitments are put forward on the understanding that the value of U.S. contracts, otherwise subject to WTO-AGP, to which preferences for U.S. small and minority businesses are applied, is consistent with statistics recently tabled by the United States in
Plurilateral Trade Agreements

accordance with the requirements of Chapter 10 of the NAFTA. These statistics indicate that the total value of small and minority business set-asides for U.S. departments and agencies is US$3.0 billion. With appropriate adjustments for the higher threshold values of the WTO-AGP, that value would be approximately US$2.4 billion.

Denmark (Signature subject to ratification) ..... 15 Apr 1994 WT/Let/2

European Union

(Signature subject to ratification) ............... 15 Apr 1994 WT/Let/2

Ratification ........................................ 30 Dec 1994 1 Jan 1996 WT/Let/51

Finland (Signature subject to ratification) ...... 15 Apr 1994 WT/Let/2

Ratification ........................................ 30 Dec 1994 1 Jan 1996 WT/Let/51

France (Signature subject to ratification) ...... 15 Apr 1994 WT/Let/2

Ratification ........................................ 30 Dec 1994 1 Jan 1996 WT/Let/51

Germany (Signature subject to ratification) ..... 15 Apr 1994

Greece ........................................... 15 Apr 1994 1 Jan 1996 WT/Let/2

Ireland (Signature subject to ratification) ...... 15 Apr 1994

Israel (Signature subject to acceptance) ........... 15 Apr 1994

Acceptance ......................................... 31 Dec 1995 1 Jan 1996 WT/Let/51

Italy (Signature subject to ratification) .......... 15 Apr 1994

Japan (Signature subject to ratification) ........... 15 Apr 1994 WT/Let/44

Ratification ......................................... 5 Dec 1995 1 Jan 1996 WT/Let/51

Korea, Republic of

(Signature subject to ratification) ............... 15 Apr 1994

Ratification ......................................... 22 Dec 1995 1 Jan 1996 WT/Let/51

In accordance with paragraph 3(a) of Article XXIV of the Agreement the Republic of Korea will delay application of the provisions of the said Agreement, except Articles XXI and XXII, to a date not later than 1 January 1997.

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290 On 1 December 2009, the European Union succeeded the European Community (WT/Let/679).
### Status of WTO Legal Instruments – 2021 edition

<table>
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<tr>
<th>Country</th>
<th>Acceptance</th>
<th>Entry into force</th>
<th>Notification</th>
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<tbody>
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<td>15 Apr 1994</td>
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<td>Spain (Signature <em>ad referendum</em>)</td>
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#### Accessions

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<td>Australia</td>
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<td>20 May 1997</td>
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291 On 1 February 2020, the United Kingdom communicated that the Committee on Government Procurement had agreed, by means of a Decision adopted on 27 February 2019 (GPA/CD/2), as reaffirmed by the Decision adopted on 26 June 2019 (GPA/CD/2/Add.1), that the United Kingdom shall continue to be covered by the GPA until the expiration of the transition period between the United Kingdom and the European Union (WT/GC/206). See also the Note Verbale submitted by the European Union on 27 January 2020 (WT/Let/1462).

292 For technical reasons, certain files linked in the electronic version of this publication to the WT/Let references in this section do not include the associated terms of accession. The associated terms of accession may be retrieved separately by searching for the document symbol on WTO Documents Online, [https://docs.wto.org](https://docs.wto.org), and clicking the “More Files” link in the bottom-right corner of the result.
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|                                             |                |                  | WT/Let/647/Add.1,
|                                             |                |                  | WT/Let/647/Corr.1 |
| Ukraine                                     | 18 Apr 2016    | 18 May 2016      | WT/Let/1150  |
| United Kingdom                              | 2 Dec 2020     |                  | WT/Let/1498, |
|                                             |                |                  | 293          |

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293 As announced in WT/Let/1498, the instrument of accession deposited by the United Kingdom on 2 December 2020 concerned both the Agreement on Government Procurement as amended by the Protocol Amending the Agreement on Government Procurement, done at Geneva on 30 March 2012, as well as the Agreement on Government Procurement, done at Marrakesh on 15 April 1994 (the "1994 Agreement"). With the entry into force of this Protocol for Switzerland on 1 January 2021, all GPA Parties have accepted the Protocol. Accordingly, pursuant to paragraph 1 of the Protocol, from 1 January 2021 the Agreement on Government Procurement as amended by the Protocol has replaced the 1994 Agreement in relation to all GPA Parties (WT/Let/1497). See also WT/Let/1503.
Agreement on Government Procurement

Modifications and Rectifications to Appendices I-IV to the 1994 Agreement on Government Procurement

Notification

Appendices to the Agreement in loose-leaf format
as rectified or modified up to 1 March 2000................................................................. WT/Let/330
Armenia .................................................................................................................. WT/Let/1251
Canada .................................................................................................................. WT/Let/209; WT/Let/454; WT/Let/581; WT/Let/672
European Union295 .......................................................................................... WT/Let/57; WT/Let/135; WT/Let/162; WT/Let/185;
WT/Let/294; WT/Let/438; WT/Let/472; WT/Let/556;
WT/Let/745; WT/Let/746; WT/Let/887
Hong Kong, China .......................................................................................... WT/Let/183; WT/Let/206; WT/Let/218; WT/Let/355;
WT/Let/370; WT/Let/425; WT/Let/425/Rev.1; WT/Let/444;
WT/Let/453; WT/Let/476; WT/Let/491; WT/Let/496;
WT/Let/683; WT/Let/940; WT/Let/1135
Iceland .................................................................................................................. WT/Let/438; WT/Let/985
Israel ..................................................................................................................... WT/Let/184; WT/Let/214; WT/Let/485; WT/Let/507;
WT/Let/513; WT/Let/545; WT/Let/550; WT/Let/942
Japan ...................................................................................................................... WT/Let/68; WT/Let/119; WT/Let/134; WT/Let/208; WT/Let/211;
WT/Let/238; WT/Let/274; WT/Let/275; WT/Let/354; WT/Let/367;
WT/Let/386; WT/Let/391; WT/Let/400; WT/Let/419; WT/Let/425;
WT/Let/425/Rev.1; WT/Let/446; WT/Let/452; WT/Let/452/Rev.1;
WT/Let/463; WT/Let/469; WT/Let/470; WT/Let/471; WT/Let/473;
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WT/Let/555; WT/Let/564; WT/Let/577; WT/Let/609; WT/Let/637;
WT/Let/637/Corr.1; WT/Let/641; WT/Let/643; WT/Let/658;
WT/Let/659; WT/Let/670; WT/Let/673; WT/Let/674; WT/Let/676;

294 Periodically updated information on the situation of GPA Parties’ schedules is available at: https://www.wto.org/english/tratop_e/gproc_e/gp_app_agree_e.htm. For technical reasons, certain files linked in the electronic version of this publication to the WT/Let references in this section do not include the associated replacement pages to the relevant schedule. The associated replacement pages may be retrieved by searching for the document symbol on WTO Documents Online, https://docs.wto.org, and clicking the “More Files” link in the bottom-right corner of the result.

295 On 1 December 2009, the European Union succeeded the European Community (WT/Let/679).
Notification

WT/Let/677; WT/Let/680; WT/Let/682; WT/Let/826; WT/Let/829; WT/Let/845; WT/Let/846; WT/Let/851; WT/Let/859; WT/Let/877; WT/Let/877/Corr.1; WT/Let/939; WT/Let/962; WT/Let/1000; WT/Let/1047; WT/Let/1189; WT/Let/1190; WT/Let/1259; WT/Let/1301; WT/Let/1415; WT/Let/1458

Korea, Republic of ........................................WT/Let/207; WT/Let/401; WT/Let/455; WT/Let/456; WT/Let/481; WT/Let/481/Rev.1; WT/Let/494; WT/Let/543; WT/Let/575; WT/Let/649; WT/Let/660; WT/Let/685; WT/Let/909

Norway..............................................................................................................WT/Let/17; WT/Let/105; WT/Let/152; WT/Let/163; WT/Let/210; WT/Let/438

Switzerland........................................................................ WT/Let/146; WT/Let/164; WT/Let/194; WT/Let/205; WT/Let/356; WT/Let/437; WT/Let/662

Singapore........................................................................... WT/Let/243; WT/Let/297; WT/Let/429; WT/Let/661; WT/Let/873; WT/Let/1226; WT/Let/1381; WT/Let/1474

Chinese Taipei............................................................................................................ WT/Let/647Add.1; WT/Let/657

United States of America................................. WT/Let/17; WT/Let/57; WT/Let/68; WT/Let/105; WT/Let/135; WT/Let/146; WT/Let/407; WT/Let/431; WT/Let/457; WT/Let/482; WT/Let/482/Rev.1; WT/Let/537; WT/Let/635; WT/Let/672; WT/Let/675; WT/Let/844; WT/Let/919
Protocol Amending the Agreement on Government Procurement

Done at Geneva on 30 March 2012

Entry into force: 6 April 2014\textsuperscript{296}

Text: WTO Treaty Series No. 43, WT/Let/854,\textsuperscript{297} WT/Let/858, GPA/113

UN Registration: 15 October 2014, 31874, No. 65110

UNTS: not yet determined

Relevant clauses

...  

1. The Preamble, Articles I through XXIV, and Appendices to the 1994 Agreement shall be deleted and replaced by the provisions as set forth in the Annex hereto.

2. This Protocol shall be open for acceptance by the Parties to the 1994 Agreement.

3. This Protocol shall enter into force for those Parties to the 1994 Agreement that have deposited their respective instruments of acceptance of this Protocol, on the 30th day following such deposit by two thirds of the Parties to the 1994 Agreement. Thereafter this Protocol shall enter into force for each Party to the 1994 Agreement which has deposited its instrument of acceptance of this Protocol, on the 30th day following the date of such deposit.

4. This Protocol shall be deposited with the Director-General of the WTO, who shall promptly furnish to each Party to the 1994 Agreement a certified true copy of this Protocol, and a notification of each acceptance thereof.

5. This Protocol shall be registered in accordance with the provisions of Article 102 of the Charter of the United Nations.

\textsuperscript{296} See WT/Let/936.
\textsuperscript{297} A typographical error in the French version of the authentic text of the Protocol Amending the Agreement on Government Procurement was rectified through a procès-verbal done on 4 June 2012. The rectification concerned an error in the numbering of the Annex to the Protocol, Article II, paragraphs 4 to 11 (WT/Let/853, WT/Let/854).
## Acceptances

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298 On 1 December 2009, the European Union succeeded the European Community (WT/Let/679).

299 This refers to expressions of consent to be bound by the Protocol Amending the Agreement on Government Procurement in the context of accessions to the amended Agreement on Government Procurement.
New Zealand ....................................................... 13 Jul 2015  12 Aug 2015  WT/Let/1049
New Zealand declares that, consistent with the
constitutional status of Tokelau and taking into
account the commitment of the Government of
New Zealand to the development of
self-government for Tokelau through an act of
self-determination under the Charter of the
United Nations, this Accession shall not extend to
Tokelau unless and until a Declaration to this
effect is lodged by the Government of
New Zealand with the Depositary on the basis of
appropriate consultation with that territory.

North Macedonia.............................................. 30 Sep 2023  30 Oct 2023  WT/Let/1631
Ukraine .............................................................. 18 Apr 2016  18 May 2016  WT/Let/1150
United Kingdom.............................................. 2 Dec 2020  1 Jan 2021  WT/Let/1498
                                                      WT/Let/1503
Protocol Amending the Agreement on Government Procurement

Modifications and Rectifications to Appendices I-IV to the Amended Agreement on Government Procurement

Notification

Armenia ............................................................... WT/Let/1045; WT/Let/1067; WT/Let/1252
Australia ........................................................... WT/Let/1434; WT/Let/1453; WT/Let/1510; WT/Let/1534;
                                                  WT/Let/1567; WT/Let/1578; WT/Let/1644; WT/Let/1652
Canada .............................................................. WT/Let/941; WT/Let/954; WT/Let/1228; WT/Let/1644
European Union .................................................. WT/Let/941; WT/Let/977; WT/Let/1050; WT/Let/1066;
                                                  WT/Let/1184; WT/Let/1433; WT/Let/1509; WT/Let/1643
Hong Kong, China ............................................. WT/Let/941; WT/Let/946; WT/Let/1137
Iceland .............................................................. WT/Let/941; WT/Let/985; WT/Let/1433
Israel .................................................................... WT/Let/941; WT/Let/947; WT/Let/1140
Japan ..................................................................... WT/Let/944; WT/Let/952; WT/Let/981; WT/Let/1131;
                                                  WT/Let/1191; WT/Let/1210; WT/Let/1210/Corr.1;
                                                  WT/Let/1264; WT/Let/1322; WT/Let/1419;
                                                  WT/Let/1459; WT/Let/1554; WT/Let/1598; WT/Let/1600
Korea, Republic of ............................................ WT/Let/1125; WT/Let/1162; WT/Let/1445; WT/Let/1504
Liechtenstein ...................................................... WT/Let/941; WT/Let/948; WT/Let/1433
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                                                  WT/Let/1356
North Macedonia .................................................. WT/Let/1643; WT/Let/1644
Norway .............................................................. WT/Let/941; WT/Let/1026; WT/Let/1433
Singapore .......................................................... WT/Let/941; WT/Let/951; WT/Let/1227; WT/Let/1382;
                                                  WT/Let/1476

300 Periodically updated information on the situation of GPA Parties’ schedules is available at: https://www.wto.org/english/tratop_e/gproc_e/gp_app_agree_e.htm. For technical reasons, certain files linked in the electronic version of this publication to the WT/Let references in this section do not include the associated replacement pages to the relevant schedule. The associated replacement pages were issued as a separate file that may be retrieved by searching for the document symbol on WTO Documents Online, https://docs.wto.org, and clicking the “More Files” link in the bottom-right corner of the result.

301 On 1 December 2009, the European Union succeeded the European Community (WT/Let/679).
Notification

Switzerland ......................................................... WT/Let/1510; WT/Let/1532; WT/Let/1643
Chinese Taipei ...................................................... WT/Let/941; WT/Let/978; WT/Let/1533
Ukraine .............................................................. WT/Let/1163; WT/Let/1174; WT/Let/1508; WT/Let/1553;
........................................................................... WT/Let/1557; WT/Let/1563; WT/Let/1588; WT/Let/1651
United Kingdom ............................................... WT/Let/1510; WT/Let/1552; WT/Let/1643
United States of America ..................................... WT/Let/941; WT/Let/950; WT/Let/1141

302 See WT/GC/226, paras. 2.8 and 2.9.