

**MULTILATERAL TRADE
NEGOTIATIONS
THE URUGUAY ROUND**

RESTRICTED

MTN.GNG/NG12/9

14 November 1988

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Group of Negotiations on Goods (GATT)

Negotiating Group on Trade-Related
Investment Measures

MEETING OF 10 NOVEMBER 1988

Note by the Secretariat

1. The Group held its ninth meeting on 10 November 1988 under the Chairmanship of Ambassador T. Kobayashi (Japan). The agenda set out in GATT/AIR/2707 was adopted.

2. The Chairman announced his intention to finalize his report to the GNG, taking into account as far as possible the views expressed by participants, and he read out the text of Part II of that report:

"II. Future work programme

10. Drawing on the work of the Group so far, and on the basis of existing and future submissions and proposals by participants, further work of the Negotiating Group shall, with the view of fulfilling the Punta del Este mandate, integrate the following elements into the negotiating process, not necessarily in the order given:

- further identification of the trade restrictive and distorting effects of investment measures that are or may be covered by existing GATT Articles, specifying those Articles;
- identification of other trade restrictive and distorting effects of investment measures that may not be covered adequately by existing GATT Articles but are relevant to the mandate of the Group given by the Punta del Este Ministerial Declaration;
- development aspects that would require consideration;
- means of avoiding the identified adverse trade effects of TRIMs, including, as appropriate, new provisions to be elaborated where existing GATT Articles may not cover them adequately;
- other relevant issues, such as the modalities of implementation.

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11. In order to facilitate the negotiating process, participants are encouraged to make detailed written submissions, as early as possible in 1989, which provide, inter alia, a description of the trade restrictive and distorting effects of investment measures and of the operation and coverage of related GATT Articles."

The Chairman added that as for the future work of the Group on "development aspects that would require consideration" it had been stated during informal discussions that this should take place in relation to the operation of GATT Articles, and he confirmed that discussions on this element of the future work programme would take place within the scope of the Group's mandate.

3. One participant stated that it was the understanding of his delegation that the future work programme of the Group would follow strictly the sequence provided for in the Group's mandate.

4. The next meeting of the Group was scheduled provisionally for the week of 27 February to 3 March 1989.