

**Swiss Non-Paper**

**Informal WTO Meeting,  
Davos, 30 January 2010**

**Checklist for the preparation of the  
Stock-Taking on the Progress in the Doha Round**

22 January 2010

## Agriculture

Basis of Negotiation	Main open issues for Ministerial consideration (in order they come up in the texts)	Preparation to be done for the stock-taking (from a Swiss point of view)	Yes/ No	Possible alternative proposal
Draft Modalities 4 <sup>th</sup> Revision (Rev. 4) of 6.12.2008	Cotton, number and treatment of sensitive products, exemptions from capping for non-sensitive lines, tariff quota creation, tariff simplification, SSG, SSM, tropical products, preference erosion.	Chair should submit a 5 <sup>th</sup> Draft Modalities Revision.		

## NAMA

Basis of Negotiation	Main open issues for Ministerial consideration (in order they come up in the texts)	Preparation to be done for the stock-taking (from a Swiss point of view)	Yes/ No	Possible alternative proposal
Draft Modalities 4 <sup>th</sup> Revision (Rev. 3) of 6.12.2008	Country-specific flexibilities (South Africa, Argentina, Venezuela), sectorals, preference erosion.	Chair should submit a 5 <sup>th</sup> Draft Modalities Revision.		

## Services

### Market Access

Basis of Negotiation	Main open issues for Ministerial consideration (in order they come up in the texts)	Preparation to be done for the stock-taking (from a Swiss point of view)	Yes/No	Possible alternative proposal
Annex C of the Hong Kong Declaration  Revised Offers	Final revised offers.	To get ready to decide at the stock-taking on a date to submit final revised offers.		

### Negotiations on Domestic Regulations

Basis of Negotiation	Main open issues for Ministerial consideration (in order they come up in the texts)	Preparation to be done for the stock-taking (from a Swiss point of view)	Yes/No	Possible alternative proposal
Annex C of the Hong Kong Declaration  Revised Chair's text of 20.3.2009 (Room Doc.) and Art. VI:4 GATS	Vast divergences remain, in particular regarding the core obligations (licensing, qualification and standards) as well as on general provisions.	Chair should submit an annotated text.		

**Services (cont.)****Negotiations on Rules**

<b>Basis of Negotiation</b>	<b>Main open issues for Ministerial consideration (in order they come up in the texts)</b>	<b>Preparation to be done for the stock-taking (from a Swiss point of view)</b>	<b>Yes/ No</b>	<b>Possible alternative proposal</b>
Annex C of the Hong Kong Declaration  Art. X, XIII, XV GATS	Negotiations on rules (Subsidies, Emergency safeguard, and Government procurement). No text yet.	<b>Members need to identify areas where results can be achieved.</b>		

**Rules****Antidumping**

Basis of Negotiation	Main open issues for Ministerial consideration (in order they come up in the texts)	Preparation to be done for the stock-taking (from a Swiss point of view)	Yes/ No	Possible alternative proposal
Chair's text of 19.12.2008 (TN/RL/W/236) (Rev.1)	<p><u>Bracketed issues:</u> Zeroing, causation of injury, material retardation, exclusion of producers who are related to exporters or importers or who are themselves importers, product under consideration, information requests to affiliated parties, public interest/lesser duty, anti-circumvention, sunset reviews, third country dumping, special and differential treatment/technical assistance; <u>issues without brackets:</u> Threat of material injury, contents of request of initiation of an investigation, identification of the domestic industry; <u>issues not included in the draft text:</u> Cost allocations, exchange rates, model matching, de minimis, negligible imports, standing.</p>	Chair should submit a Rev. 2 Chair's text.		

**Rules (cont.)****Subsidies & Countervailing measures**

Basis of Negotiation	Main open issues for Ministerial consideration (in order they come up in the texts)	Preparation to be done for the stock-taking (from a Swiss point of view)	Yes/ No	Possible alternative proposal
Chair's text of 19.12.2008 (TN/RL/W/236) (Rev.1)	<u>Bracketed issues:</u> Certain financing by loss-making institutions, export competitiveness, export credits - market benchmarks, export credits - successor undertakings; <u>issues without brackets:</u> Subsidies conferred through the provision of goods or services at regulated prices; <u>issues not included in the draft text:</u> Withdrawal of a subsidy.	Chair should submit a Rev. 2 Chair's text.		

**Rules (cont.)****Fisheries Subsidies**

<b>Basis of Negotiation</b>	<b>Main open issues for Ministerial consideration (in order they come up in the texts)</b>	<b>Preparation to be done for the stock-taking (from a Swiss point of view)</b>	<b>Yes/ No</b>	<b>Possible alternative proposal</b>
<p>Draft of a new Annex VIII to the <u>Agreement on Subsidies and Countervailing Measures</u> issued on 30.11.2007 (TN/RLW/213)</p> <p>Roadmap to clarify issues included in the Chair's text of 19.12.2008 (TN/RLW/236)</p>	<p><u>All eight Articles proposed in new Annex VIII to the ASCM</u>: Prohibition of certain fisheries subsidies, General exceptions, Special and differential treatment, General discipline on the use of subsidies, Fisheries management, Notification and surveillance.</p>	<p><b>Chair should submit a revised draft Annex VIII to the Agreement on Subsidies and Countervailing Measures.</b></p>		

## Trade Facilitation

Basis of Negotiation	Main open issues for Ministerial consideration (in order they come up in the texts)	Preparation to be done for the stock-taking (from a Swiss point of view)	Yes/ No	Possible alternative proposal
A first draft consolidated text has been issued on 14 December 2009, containing all proposals and comments.	Facilitations for Express Carriers (called "Expedited Shipment"); Consular Transaction; Transit; Special and Differential Treatment; Customs Cooperation (information exchange).	<b>Reduce substantially the number of square brackets in the text as to allow to move to a Chair's text.</b>		

## Trade and Environment

### Relationship between trade and environmental international law

Basis of Negotiation	Main open issues for Ministerial consideration (in order they come up in the texts)	Preparation to be done for the stock-taking (from a Swiss point of view)	Yes/ No	Possible alternative proposal
Art. 31 i) Doha Mandate	Inclusion or not of General Principles; Inclusion or not of the enhanced use of environmental expertise in dispute settlement.	<b>Chair should submit a draft consolidated text taking into account all proposals and subsequent discussions.</b>		

## Trade and Environment (cont.)

### Observer status of Multilateral Environmental Agreements (MEAs)

<b>Basis of Negotiation</b>	<b>Main open issues for Ministerial consideration (in order they come up in the texts)</b>	<b>Preparation to be done for the stock-taking (from a Swiss point of view)</b>	<b>Yes/ No</b>	<b>Possible alternative proposal</b>
Art. 31 ii) Doha Mandate. Last text-based negotiations took place in 2007 on the basis of room doc. JOB07(02).	Specific criteria for observer status (permanent and automatic or upon request and limited in time).	<b>Chair should circulate an updated version of the room document JOB07(02) dating from early 2007.</b>		

### Environmental goods and services

<b>Basis of Negotiation</b>	<b>Main open issues for Ministerial consideration (in order they come up in the texts)</b>	<b>Preparation to be done for the stock-taking (from a Swiss point of view)</b>	<b>Yes/ No</b>	<b>Possible alternative proposal</b>
Art. 31 iii) Doha Mandate	Agreement on a list of environmental goods and services and their treatment.	<b>Chair should submit a draft consolidated text taking into account all proposals and subsequent discussions.</b>		

## TRIPS-related issues

### GI-register for wine & spirits, Geographical Indications (GI)-extension and the relationship between TRIPS and the Convention of Biodiversity (CBD)

Basis of Negotiation	Main open issues for Ministerial consideration (in order they come up in the texts)	Preparation to be done for the stock-taking (from a Swiss point of view)	Yes/No	Possible alternative proposal
<p>No texts yet (However there is a draft text of proponents (TN/C/W/52)).</p>	<p>Proponents (108 Members) are seeking a Ministerial decision which would confirm negotiations for GI-extension and TRIPS-CBD and fix the principal parameters (modalities) for the negotiations concerning all three TRIPS issues.</p>	<p><b>Dedicated DG Lamy consultations on GI-extension should continue, in parallel to the SS TRIPS work on the GI-Register. Move from a mere question-answer format to working on the elements for a modalities decision.</b></p>		