



ARTICLE XXVIII GATT 1994

Procedures and practices

AGRI G.1

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Article XXVIII.5 provisions for tariff renegotiations

- A WTO Member has the right to modify or withdraw a concession, BUT procedures need to be followed.
- Any modification or withdrawal of tariff concessions need to be negotiated with:
 - Initial Negotiating Rights holders;
 - Principal Suppliers;
 - [Consulted with Substantial Interest holders].
- Aim to agree on compensation.

Process in practice

- Produce a statistical and trade analysis.
- Receive a negotiating mandate from the Council.
- Notify the WTO: recognise rights.
- Enter negotiations.
- Keep EP, MSs et al informed.

Technical details

- 3-year average trade figures.
- INR determined mainly based on historical rights; PS and SI determined on MFN basis, unless preferential treatment is withdrawn.
- For a new product without statistics, consider the tariff line where the product was formerly classified.
- Maintain at least as favourable trade conditions as before.

To Summarise

If there is a will, there is a way...

BUT

there is a bill, and one has to pay.

Thank you

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