

ANNEX 4

INTERIM ARRANGEMENTS RELATING TO COMMITMENTS ON SUBSIDIES

PREAMBLE

The State Parties

PURSUANT to Article 26 of the Protocol on Trade in Services allowing State Parties to develop Annexes for the implementation of the Protocol;

CONSIDERING that Article 11 of the Protocol on Trade in Services allows State Parties to use subsidies in relation to their development programmes;

RECOGNISING that Article 11 of the Protocol on Trade in Services provides for negotiations on disciplines to avoid any trade-distorting effects of subsidies;

HEREBY AGREE as follows:

Article 1

Objective

The objective of this Annex is to provide for interim arrangements relating to the scheduling of limitations on subsidies in State Parties' lists of commitments.

Article 2

Limitations on subsidies in lists of commitments

1. Pending entry into force of the legal instrument resulting from negotiations on disciplines to avoid any trade-distorting effects of subsidies, as foreseen in Article 11 of the Protocol, State Parties may maintain limitations on the use of subsidies related to trade in services.
2. Notwithstanding Articles 14 and 15 of the Protocol, such measures referred to in paragraph 1 may be maintained without being included as limitations in State Parties' lists of commitments.
3. Any State Party which considers that it is adversely affected by a subsidy of another State Party may request consultations with that State Party on such matters. Such requests shall be accorded sympathetic consideration.

Article 3

Cessation of the interim arrangement

Upon entry into force of the legal instrument resulting from the negotiations on disciplines referred to in Paragraph 1, this Annex and the arrangements contained therein shall lapse.