



Negotiating Group on the Multilateral Agreement on Investment (MAI)

Drafting Group No.3 on Definition, Treatment and Protection of Investors and Investments

AGENDA

Meeting on 24-25 February 1997

**DG N° 3 ON DEFINITION, TREATMENT AND PROTECTION
OF INVESTORS AND INVESTMENTS**

Agenda

24-25 February 1997

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|---|------------------------|
| 1. Adoption of the Agenda | DAFFE/MAI/DG3/A(97)2 |
| 2. Approval of the Summary Record of the meeting held
28-29 January 1997 | DAFFE/MAI/DG3/M(97)1 |
| 3. Intellectual Property | |
| <u>For reference</u> | |
| -- Note by one delegation | DAFFE/MAI/DG3/RD(97)4 |
| -- Note by one delegation | DAFFE/MAI/RD(96)46 |
| -- Note by one delegation | DAFFE/MAI/DG3/RD(96)11 |
| -- Note by one delegation | DAFFE/MAI/DG3/RD(97)7 |
| -- Definition of Investor and Investment
(Text by the Chairman) | DAFFE/MAI(97)7 |
| 4. Preamble to the MAI | |
| Note by the Chair | DAFFE/MAI/DG3(97)5 |
| Contributions from Member countries | |
| 5. Provision on Not Lowering Standards | |
| Note by the Chair | DAFFE/MAI/DG3(97)5 |
| Contributions from Member countries | |
| 6. Informal Consultations | |
| 7. Report to the Negotiating Group | |
| 8. Future Work/Other Business | |

Notes to the Agenda

Item 3: Intellectual Property

The Drafting Group is invited to develop proposals, including text where appropriate, on issues concerning intellectual property, including artistic and literary property.

Item 4: Preamble to the MAI

The Drafting Group is invited to prepare draft text for a Preamble to the MAI (note that the Preamble may also contain a reference to the OECD Guidelines and that this matter is being considered in the context of institutional matters).

Item 5: Provision on Not Lowering Standards

The Drafting Group is invited to prepare draft text for a provision which calls for MAI Parties not to lower standards in order to attract investment.

Item 6: Informal Consultations

The Chair proposes to allow some time for informal consultations on outstanding definitional issues that require further work. At this meeting, it may be useful to focus on indirect investment and real estate.

Item 7: Report to the Negotiating Group

The Drafting Group is required to prepare a report to the Negotiating Group on items 3, 4 and 5 for its meeting of 26-28 February 1997.

Annex

REVISED MANDATE FOR DRAFTING GROUP N° 3

1. The Drafting Group, open to the participation of all delegations, is charged with drafting proposed solutions to the outstanding issues in the consolidated texts and commentaries.
2. The Group will make proposals for text where appropriate, on issues concerning intellectual property, including artistic and literary property.
3. The Group will also prepare draft text for :
 - a. a preamble to the MAI, and
 - b. a provision which calls for MAI countries not to lower standards in order to attract investment.
4. The Group will report to the Negotiating Group on items 2 and 3 in February 1997, and on other topics as appropriate.

Chair: Mr Jérôme Haas (France)

Vice-Chair: Mr Anders Ahnlid (Sweden)