



Negotiating Group on the Multilateral Agreement on Investment (MAI)

AGENDA

Meeting on 11-13 September 1996

NEGOTIATING GROUP ON THE MAI

AGENDA

11 (p.m.) - 13 September 1996

1. **Adoption of the Agenda** DAFFE/MAI/A(96)5
2. **Approval of the Summary Record of 19-21 June 1996** DAFFE/MAI/M(96)4
3. **Report by Expert Group No. 3 on Special Topics** DAFFE/MAI/EG3(96)7
4. **Relationship of MAI to Other International Agreements**
 - a. **The WTO Agreements**
 - Note by the Chairman DAFFE/MAI(96)21
 - Contributions by Member Countries
 - b. **The IMF Agreement**
 - Note by the Chairman DAFFE/MAI(96)22
 - Contributions by Member Countries
 - Contributions by the International Monetary Fund DAFFE/MAI/RD(95)19
DAFFE/MAI/DG1/RD(95)1
 - c. **Bilateral, Regional and Sectoral Agreements**
 - Note by the Chairman DAFFE/MAI(96)26
 - Contribution by Member countries
5. **The MAI and the OECD Instruments**
 - Note by the Chairman DAFFE/MAI(96)23
 - Contributions by Member Countries

6. Implementation of the Agreement

-- Note by the Chairman

DAFFE/MAI(96)24

-- Contributions by Member Countries

7. Progress Report by Drafting Group No. 3 on the Definition, Treatment, and Protection of Investors and Investments

-- Report by the Chairman of DG3

8. Financial Matters under the MAI

-- Note by the Chairman

DAFFE/MAI(96)25

-- Contributions by Member Countries

9. Next Steps/Other Business

ANNOTATIONS TO THE AGENDA

Item 3: Report by Expert Group No. 3 on Special Topics

The Expert Group will submit a report on the outcome of its discussions on the six special topics referred to in its mandate: key personnel, investment incentives, performance requirements, privatisation, monopolies, and corporate practices. The Negotiating Group might consider extending the mandate of the Expert Group N°3 so that it can complete the task of preparing text on these issues.

Item 4: Relationship of MAI to WTO and Other International Agreements

The Negotiating Group will have an orientation debate on the issues that could arise between the MAI and other international agreements on the basis of notes by the Chairman and other written contributions. The Negotiating Group might then consider creating an Expert Group No. 4 on "Institutional Issues and Relations with Other Institutional Agreements", and identify the issues to be referred to that Group or to another Expert Group.

Items 5: The MAI and the OECD Instruments

The Negotiating Group will be invited to comment on the issues that arise regarding the relationship between the MAI and the existing OECD instruments, namely the Codes of Liberalisation and the Declaration and Decisions on International Investment and Multinational Enterprises.

Item 6: Implementation of the Agreement

The orientation debate will be based on a Note by the Chairman and any Member country contributions. The Chairman's note will explore the possible role and functions of a Parties' Group particularly as concerns the implementation of the agreement and accession of non-Member countries. Specific issues might be referred to Expert Group No. 4.

Item 7: Progress Report by Drafting Group No. 3

Drafting Group No. 3 on the definition, treatment, and protection of investors and investments held its first meeting on 24-26 June. The Chairman of DG3 will report on the results of its first meeting. A second meeting is scheduled for 16-18 September immediately following the Negotiating Group's meeting.

Item 8: Financial Matters under the MAI

The Negotiating Group will be invited to comment on the issues raised in a Note by the Chairman, taking account of the note by one delegation on prudential matters and any other Member country contributions. The Negotiating Group might then consider creating an Expert Group No. 5 on Financial Matters and identify the issues to be referred to that Group.

Item 9: Next Steps and Other Business

In light of the discussions, the Negotiating Group will be invited to consider the agendas for October and December and the possible referral of issues to expert/drafting groups.

A provisional agenda for the October meeting and the schedule of proposed dates for future meetings were agreed at the meeting in June.