

TECHNICAL COOPERATION HANDBOOK ON NOTIFICATION REQUIREMENTS

Agreement on Agriculture

1. This section of the Handbook on Notification Requirements covers the notification obligations under the Agreement on Agriculture. It consists of the following five parts:

- Part I: Overview of notification requirements
- Part II: Listing of the notification obligations
- Part III: Documents concerning guidelines and formats
- Part IV: "Mock" examples of notifications
- Part V: Text of the Agreement

2. For acceding countries, notification requirements and the deadlines for the submission of their notifications may be affected by the terms of their respective Protocols of Accession.

Note: The Handbook on Notification Requirements does not constitute a legal interpretation of the notification obligations under the Agreement. It has been prepared by the Secretariat to assist Members in complying with their notification obligations.

AG-I

AGREEMENT ON AGRICULTURE

OVERVIEW OF NOTIFICATION REQUIREMENTS

AGREEMENT ON AGRICULTURE

Requirements and formats for notification under the Agreement on Agriculture are listed in documents G/AG/2 and G/AG/2/Add.1 and cover five areas:

- (i) Market access, with respect to tariff and other quotas, and special safeguard provisions;
- (ii) Domestic support, including the Current Total Aggregate Measurement of Support (AMS), and new or modified exempt measures;
- (iii) Export subsidies; including notifications concerning anti-circumvention provisions;
- (iv) Export prohibitions or restrictions; and
- (v) Follow-up to the Decision on Measures Concerning the Possible Negative Effects of the Reform Programme on Least-Developed and Net Food-Importing Developing Countries.

As the notification requirements are largely dependent on the specific commitments as set out in each Member's schedule along with the actions taken by each Member, they differ from Member to Member (as indicated in document G/AG/W/24 and Part IV of this Handbook). In many cases only a limited number of notification requirements will apply for a particular Member.

The mock examples of notifications in Part IV of this Handbook take this into account by firstly listing, for each Member, the exact notification obligations that apply in any year. Page numbers are provided to allow easy access to the relevant mock notification in that section. The mock examples section of the Handbook thus indicates exactly which Members are required to notify under what requirement and also the time limits for the submission of the notifications (taken from G/AG/2).

AG-II

AGREEMENT ON AGRICULTURE

NOTIFICATION OBLIGATIONS

AGREEMENT ON AGRICULTURE**NOTIFICATION OBLIGATIONS**

<u>Item</u>	<u>Notification requirement¹</u>	<u>Type of measure</u>	<u>Periodicity</u>	<u>Format²</u>	<u>Members notifying</u>	<u>To Whom</u>
1.	Agreement on Agriculture, Art. 18.2 - tariff and other quota commitments	Market access - administration of tariff and other quota commitments	Once then changes ad hoc	Market Access Table MA:1	Members with tariff and other quota commitments recorded in Section 1-B (or Section 1-A) of Part 1 of their schedules	Committee on Agriculture
2.	Agreement on Agriculture, Art. 18.2 - tariff and other quota commitments	Market access - volume of imports under tariff and other quotas	Annual	Market Access Table MA:2	Members with tariff and other quota commitments recorded in Section 1-B (or Section 1-A) of Part 1 of their schedules	Committee on Agriculture
3.	Agreement on Agriculture, Art. 5.7 - special safeguard provisions	Market access - special safeguard measures - agriculture	Up front or ad hoc	Market Access Tables MA:3 and MA:4	Members taking, for any product, safeguard action for the first time in the case of the price-based special safeguard and the first time in any period in the case of the volume-based safeguard. For the price-based safeguard, an "up-front" notification of trigger prices may be made.	Committee on Agriculture

¹Reverse notification of "any measure which ... ought to have been notified" is provided for in Article 18.7.

²Document G/AG/2 of 30 June 1995 sets out notification requirements and formats.

AGREEMENT ON AGRICULTURE**NOTIFICATION OBLIGATIONS**

<u>Item</u>	<u>Notification requirement¹</u>	<u>Type of measure</u>	<u>Periodicity</u>	<u>Format²</u>	<u>Members notifying</u>	<u>To Whom</u>
4.	Agreement on Agriculture, Art. 5.7 and 18.2 - special safeguard provisions	Market access - special safeguard provisions	Annual	Market Access Table MA:5	Members whose schedules indicate they have the right to invoke the special safeguard for any product.	Committee on Agriculture
5.	Agreement on Agriculture, Art. 18.2 - domestic support	Domestic support - Total Aggregate Measurement of Support	Annual (or longer for developing and least-developed Members).	Domestic Support Table DS:1 and, as appropriate, Supporting Tables DS:1 to DS:9	WTO Members	Committee on Agriculture
6.	Agreement on Agriculture, Art. 18.3 - domestic support	Domestic support - new or modified exempt domestic support measures	Ad hoc	Domestic Support Table DS:2	WTO Members (all Members introducing or modifying such measures)	Committee on Agriculture
7.	Agreement on Agriculture, Art. 18.2 - export subsidies	Export subsidies - budgetary outlay and quantity reduction commitments	Annual	Export Subsidy Commitments Table ES:1 and Supporting Tables ES:1 or ES:2	WTO Members	Committee on Agriculture

¹Reverse notification of "any measure which ... ought to have been notified" is provided for in Article 18.7.

²Document G/AG/2 of 30 June 1995 sets out notification requirements and formats.

AGREEMENT ON AGRICULTURE**NOTIFICATION OBLIGATIONS**

<u>Item</u>	<u>Notification requirement¹</u>	<u>Type of measure</u>	<u>Periodicity</u>	<u>Format²</u>	<u>Members notifying</u>	<u>To Whom</u>
8.	Agreement on Agriculture, Art. 10 and 18.2 - export subsidies	Export subsidies - total exports	Annual	Export Subsidy Commitments Table ES:2	WTO Members with export subsidy reduction commitments plus significant exporters as set out in G/AG/2/Add.1	Committee on Agriculture
9.	Agreement on Agriculture, Art. 10 and 18.2 - export subsidies	Export subsidies - total food aid	Annual	Export Subsidy Commitments Table ES:3	WTO Members which are food aid donors	Committee on Agriculture
10.	Agreement on Agriculture, Art. 12.1(b) - export restrictions	Export restrictions - new export restrictions	Ad hoc	Export Restrictions Table ER:1	WTO Members (certain Members introducing such measures)	Committee on Agriculture
11.	Agreement on Agriculture, Art. 16.2 - Decision on Measures Concerning the Possible Negative Effects of the Reform Programme on Least-Developed and Net Food-Importing Developing Countries	Net Food-Importing Decision - food aid and other assistance	Annual	Net Food-Importers Table NF:1, items (1) to (3)	WTO Members (which provide food aid and technical or financial assistance to such countries)	Committee on Agriculture

¹Reverse notification of "any measure which ... ought to have been notified" is provided for in Article 18.7.

²Document G/AG/2 of 30 June 1995 sets out notification requirements and formats.

AGREEMENT ON AGRICULTURE

NOTIFICATION OBLIGATIONS

<u>Item</u>	<u>Notification requirement¹</u>	<u>Type of measure</u>	<u>Periodicity</u>	<u>Format²</u>	<u>Members notifying</u>	<u>To Whom</u>
12.	Agreement on Agriculture, Art 16.2 - Decision on Measures Concerning the Possible Negative Effects of the Reform Programme on Least-Developed Net Food-Importing Developing Countries	Net Food-Importing Decision - other	Ad hoc	Net Food-Importers Table NF:1, item (4)	WTO Members (those wishing to notify other specific actions related to the Decision)	Committee on Agriculture

¹Reverse notification of "any measure which ... ought to have been notified" is provided for in Article 18.7.

²Document G/AG/2 of 30 June 1995 sets out notification requirements and formats.

AG-III

DOCUMENTS

G/AG/2

G/AG/2/Add.1

G/AG/W/24

Committee on Agriculture

NOTIFICATION REQUIREMENTS AND FORMATS

(Adopted by the Committee at its meeting on 8 June 1995)

The following tables set out the requirements and formats for notifications under Article 18:2 and other relevant provisions of the Agreement on Agriculture. Each table or set of tables is preceded by notes indicating which Members are required to notify, at what frequency and in what manner.

Notifications to the Committee should be accompanied by a diskette containing the same information in Lotus format (tables) or Word Perfect format (text).

Elements of the notification in text form (e.g. descriptions of policies) will be translated into the official languages.

	Page
Market access	
Tariff and other quotas	2
Special safeguard provisions	5
Domestic support	
Current Total AMS	11
New or modified exempt measures	22
Export Subsidies	24
Export Restrictions	31
Follow-up to the Decision on Measures Concerning the Possible Negative Effects of the Reform Programme on Least-Developed and Net Food-Importing Developing Countries	33

Information submitted under these formats is without prejudice to the consistency of the arrangements notified with the relevant provisions of the WTO.

TARIFF AND OTHER QUOTAS

(Tables MA:1 and MA:2)

Notifying Members: all Members with tariff and other quota commitments recorded in Section I-B (or Section I-A) of their Schedules for the products concerned.

Notification frequency and format:

- (i) a comprehensive one-off notification in 1995 on the administration of quotas (Table MA:1) followed by the ad hoc notification of any changes in their administration. The initial notification should normally be made in advance of the opening of the quota but in any event no later than 30 days following that date. Notifications of changes should be made, where possible, prior to the change being implemented, but in any event not later than 30 days following the change;
- (ii) an annual notification following the end of the calendar (or, marketing, fiscal, etc.) year in question showing imports under tariff and other quotas (Table MA:2). The notification should normally be made 30 days following the year but, in any event, no later than 60 days following the year in question.

Table MA:1

MARKET ACCESS: name of Member

REPORTING PERIOD: calendar year, marketing year, etc.

Implementation of market access opportunities: tariff and other quota commitments

Description of products (from Section I-B (or I-A) of Part I of the Schedule)	Tariff item number(s) encompassed in product description (from Section I-B (or I-A) of Part I of the Schedule)	Description of import arrangement applicable
1	2	3
Description of the arrangements to be applied in order to provide the market access opportunities specified in the Member's Schedule, including, as appropriate:		
(a) allocation of quotas to supplying countries, including: (i) details of basis for determining the allocation (e.g. representative period or "other terms and conditions" as specified in Part I, Section I of Schedules); (ii) any limitation on the period of access;		
(b) allocation of licenses or of access to quotas to importers, including details of: (i) government agency, trading or administrative body competent to grant licenses or access to quotas, including those which have formally, or in effect, exclusive or special privileges; (ii) any limitations on eligibility of applicants; (iii) how licenses or access are to be allocated by the competent agency (e.g. first-come-first-served, pro rata); (iv) any limitations on the period of validity or use of the licenses granted;		
(c) details of other arrangements (not involving import licenses) under which access to quotas is to be administered;		
(d) any other information relevant to the implementation of market access opportunities under such arrangements.		

Table MA:2

MARKET ACCESS: name of Member

REPORTING PERIOD: calendar year, marketing year, etc.

Lists relating to tariff and other quota commitments

Description of products	Tariff item number(s) encompassed in product description	Tariff quota quantity for period in question	In-quota imports during period
(from Section I-B (or I-A) of Part I of the Schedule)	(from Section I-B (or I-A) of Part I of the Schedule)	(derived from Section I-B (or I-A) of Part I of the Schedule)	
1	2	3	4

SPECIAL SAFEGUARD
(Tables MA:3 to MA:5)

Notifying Members: all Members having reserved the right in their Schedules to use the Special Safeguard Provisions (Article 5 of the Agreement on Agriculture).

Notification frequency and format:

- (i) in the case of the "volume-based" special safeguard, a notification in the form of Table MA:3 should be made as far as practicable before taking such action for the first time in any year in respect of each product, and in any event within 10 days of the implementation of such action;
- (ii) in the case of the "price-based" special safeguard, a notification in the form of Table MA:4 should be submitted. Table MA:4 can be used either to provide an "up-front" notification of trigger prices or on a case-by-case basis for the first use of the price-based special safeguard for any particular product (to be notified to the extent possible in advance, but in any event within 10 days of the taking of such action unless an up-front notification of the relevant trigger price has been made);
- (iii) an annual notification in the form of Table MA:5 should be made indicating the use of the special safeguard provisions in any year. The notification should be submitted no later than 30 days following the year in question. Where the special safeguard provisions have not been invoked in any year, a statement to this effect should be made.

Table MA:3

MARKET ACCESS: name of Member

Notification under Article 5 of the Agreement: special safeguard: volume-based

(1) Description of product:

(2) Tariff item number:

(3) Trigger level: tonnes
(as calculated in Annex 1)

**(4) Volume of imports entering
territory in current period:** tonnes

(5) Period of application:
(calendar/marketing year or shorter period
for perishable or seasonal products (specify))

SPECIAL SAFEGUARD: VOLUME-BASED: Annex 1 to MA:3

Information required for the calculation of the Trigger Level

Imports in the 3 preceding years:	Year 1:	tonnes
	Year 2:	tonnes
	Year 3:	tonnes
	Average:	tonnes

And if import penetration is taken into account:

Consumption in the 3 preceding years:	Year 1:	tonnes
	Year 2:	tonnes
	Year 3:	tonnes
	Average:	tonnes

Method of allocation of change in consumption to the tariff line concerned:

Table MA:4

MARKET ACCESS: name of Member

Notification under Article 5 of the Agreement: special safeguard: price-based

A: "UP-FRONT" NOTIFICATION OF TRIGGER PRICES

Where a Member provides an up-front notification of trigger prices the following format should be used:

Tariff item number	Description of product	Trigger price
(as calculated in Annex 1)		

B: AD HOC NOTIFICATION

Where no up-front notification of the trigger prices is made, the following format should be used on the first use of the price-based special safeguard for any product:

(1) Description of product:

(2) Tariff item number:

(3) Trigger price:
(as calculated in Annex 1)

(4) Date of application:

SPECIAL SAFEGUARD: PRICE-BASED: Annex 1 to Table MA:4

Information required for the calculation of the Trigger Price

Prices in the reference period:	1986:	/tonne
	1987:	/tonne
	1988:	/tonne
	Average:	/tonne

Source of price information:

Table MA:5

MARKET ACCESS: name of Member

REPORTING PERIOD: calendar year, marketing year, etc.

Annual summary of special safeguard actions taken

Tariff item number	Description of product	Whether volume-based action taken during period	Whether price-based action taken during period
1	2	3	4

CURRENT TOTAL AGGREGATE MEASUREMENT OF SUPPORT

(Table DS:1 and Supporting Tables DS:1 to DS:9)

Notifying Members: all Members.

Notification frequency and format:

- (i) for all Members with base and annual commitment levels shown in Section I of Part IV of their Schedule, a notification should be made no later than 90 days following the end of the calendar (or, marketing, fiscal, etc.) year in question. Where the notification submitted within the 90 day period is provisional, the final notification should be submitted no later than 120 days following the end of the year. A summary table (Table DS:1) and supporting tables (Supporting Tables DS:1 to DS:9) as attached should be submitted;
- (ii) for those Members with no base or annual commitment levels shown in Section I of Part IV of their Schedule:

all Members with the exception of least-developed Members should submit an annual notification providing that the Committee may, at the request of a developing country Member, set aside this requirement other than in respect of Supporting Tables DS:1 to DS:3;

least-developed Members should submit Supporting Tables DS:1 to DS:3 every two years.

Where no support exists, a statement to this effect should be made.

Table DS:1

DOMESTIC SUPPORT: name of Member

REPORTING PERIOD: calendar year, marketing year, etc.

Current Total Aggregate Measurement of Support

Total AMS commitment level for period in question	Currency	Current Total AMS
(from Section I of Part IV of the Schedule)	(from Section I of Part IV of the Schedule)	(from attached Supporting Tables)
1	2	3

Supporting Table DS:1

DOMESTIC SUPPORT: name of Member

REPORTING PERIOD: calendar year, marketing year, etc.

Measures exempt from the reduction commitment -- "Green Box"

Measure type	Name and description of measure with reference to criteria in Annex 2	Monetary value of measure in year in question	Data sources
1	2	3	4
(a)	"general services"		
(b)	"public stockholding for food security purposes"		
(c)	"domestic food aid"		
(d)	"decoupled income support"		
(e)	"income insurance and income safety-net programmes"		
(f)	"payments for relief from natural disasters"		
(g)	"structural adjustment assistance provided through producer retirement programmes"		
(h)	"structural adjustment assistance provided through resource retirement programmes"		
(i)	"structural adjustment assistance provided through investment aids"		
(j)	"environmental programmes"		
(k)	"regional assistance programmes"		
(l)	"other"		

Supporting Table DS:2

DOMESTIC SUPPORT: name of Member

REPORTING PERIOD: calendar year, marketing year, etc.

Measures exempt from the reduction commitment - Special and Differential Treatment - "Development Programmes"

Measure type	Name and description of measure with reference to criteria in Article 6:2	Monetary value of measure in year in question	Data sources
1	2	3	4
(a)	"investment subsidies generally available to agriculture"		
(b)	"input subsidies generally available to low-income or resource-poor producers"		
(c)	"support to encourage diversification from growing illicit narcotic crops"		

Supporting Table DS:3

DOMESTIC SUPPORT: name of Member

REPORTING PERIOD: calendar year, marketing year, etc.

Measures exempt from the reduction commitment - Direct Payments under Production-Limiting Programmes - "Exempt Direct Payments"

Measure type	Name and description of measure with reference to criteria in Article 6:5	Monetary value of measure in year in question	Data sources
1	2	3	4

- (a) "payments based on fixed area and yields"
- (b) "payments based on 85 per cent or less of the base level of production"
- (c) "livestock payments made on a fixed number of head"

Supporting Table DS:4

DOMESTIC SUPPORT: name of Member

REPORTING PERIOD: calendar year, marketing year, etc.

Calculation of the Current Total Aggregate Measurement of Support

Description of basic products (including non-product specific AMS)	Product-specific AMS (from Supporting Tables DS:5 to DS:7 below)	Product-specific measurements of support (from Supporting Table DS:8 below)	Current Total AMS (aggregate)
1	2	3	4
Product A			Total Product A
Product B			Total Product B
Product C			Total Product C
...			...
Non-product-specific AMS			Total Non-product-specific AMS (from Supporting Table DS:9 below)
			TOTAL: Current Total AMS

Supporting Table DS:5

DOMESTIC SUPPORT: name of Member

REPORTING PERIOD: calendar year, marketing year, etc.

Product-Specific Aggregate Measurements of Support: Market Price Support

Description of basic products	Calendar / marketing year beginning ...	Measure type(s)	Applied administered price	External reference price (generally from AGST/...)	Eligible production	Associated fees/levies	Total market price support	Data sources
1	2	3	4	5	6	7	8 ((4-5*6)-7)	9

Supporting Table DS:6

DOMESTIC SUPPORT: name of Member

REPORTING PERIOD: calendar year, marketing year, etc.

Product-Specific Aggregate Measurements of Support: Non-Exempt Direct Payments

Description of basic product	Calendar / marketing year beginning ...	Measure type(s)	Applied administered price	External reference price (generally from AGST/...)	Eligible production	Total price- related direct payments	Other non- exempt direct payments	Associated fees/levies	Total direct payments	Data sources
1	2	3	4	5	6	7 ((4-5)*6)	8	9	10 (7+ 8-9)	11

Supporting Table DS:7

DOMESTIC SUPPORT: name of Member

REPORTING PERIOD: calendar year, marketing year, etc.

Product-Specific Aggregate Measurements of Support: Other Product-Specific Support and Total Product-Specific AMS

Description of basic product	Calendar / marketing year beginning ...	Measure type(s)	Other product- specific budgetary outlays	Other product specific support (include calculation details)	Associated fees/levies	Total other product- specific support	Market price support (Supporting Table DS:5)	Non-exempt direct payments (Supporting Table DS:6)	Total AMS	Data sources
1	2	3	4	5	6	7 (4+ 5-6)	8	9	10 (7+ 8+ 9)	11

Supporting Table DS:8

DOMESTIC SUPPORT: name of Member

REPORTING PERIOD: calendar year, marketing year, etc.

Product-Specific Equivalent Measurements of Support

Description of basic products	Calendar / marketing year beginning ...	Measure type(s)	Applied administered price	Production eligible to receive the applied administered price	Market price support budgetary outlays	Equivalent measurement of support (include calculation details)	Non-exempt direct payments	Other product- specific support	Associated fees/levies	Total monetary value of equivalent commitment	Data sources
1	2	3	4	5	6	7	8	9	10	11 (7+ 8+ 9-10)	12

Supporting Table DS:9

DOMESTIC SUPPORT: name of Member

REPORTING PERIOD: calendar year, marketing year, etc.

Non-Product-Specific AMS

Measure type(s)	Calendar / marketing year beginning ...	Non-product-specific budgetary outlays	Other non-product- specific support (include calculation details)	Associated fees/levies	Total non-product-specific support	Data sources
1	2	3	4	5	6 (3+ 4-5)	7

NEW OR MODIFIED DOMESTIC SUPPORT MEASURES EXEMPT FROM REDUCTION
(Table DS:2)

Notifying Members: all Members introducing a new support measure, or making modifications to an existing measure, for which an exemption from reduction is claimed. Exemptions from domestic support reduction commitments can fall under one or more of the following three categories:

- (i) measures that have no or at most minimal trade-distorting effects or effects on production. The criteria relating to these "green box" measures are contained in Annex 2 to the Agreement on Agriculture;
- (ii) investment subsidies which are generally available to agriculture in developing country Members, agricultural input subsidies generally available to low-income or resource-poor producers in developing country Members and domestic support to producers in developing country Members to encourage diversification from growing illicit narcotic crops. The criteria relating to these "development programmes" of developing country Members are contained in Article 6:2 of the Agreement on Agriculture; and
- (iii) direct payments under production-limiting programmes. The criteria relating to these "exempt direct payments" (or "blue box" measures) are contained in Article 6:5 of the Agreement on Agriculture.

Notification frequency and format: a notification as attached should be submitted for each new or modified measure as far as practicable before such measures are adopted and in any event within 30 days of adoption.

Table DS:2

DOMESTIC SUPPORT: name of Member

Notification under Article 18:3 of the Agreement: New or modified domestic support measures exempt from reduction

(1) Full title of measure:

(2) Domestic legislation reference:

(3) Detailed description of measure with reference to criteria, i.e. those in:

Annex 2: Green box: (a) "general services"; (b) "public stockholding for food security purposes"; (c) "domestic food aid"; (d) "decoupled income support"; (e) "income insurance and income safety-net programmes"; (f) "payments for relief from natural disasters"; (g) "structural adjustment assistance provided through producer retirement programmes"; (h) "structural adjustment assistance provided through resource retirement programmes"; (i) "structural adjustment assistance provided through investment aids; (j) "environmental programmes"; (k) "regional assistance programmes"; (l) "other"; **and/or**

Article 6:3: Development programmes: (a) "investment subsidies generally available to agriculture"; (b) "input subsidies generally available to low-income or resource-poor producers"; (c) "support to encourage diversification from illicit narcotic crops"; **and/or**

Article 6:5: Exempt direct payments: (a) "payments based on fixed area and yields"; (b) payments based on 85 per cent or less of the base level of production"; (c) "livestock payments made on a fixed number of head".

(4) Cost of measure:

(5) Date of entry into effect:

(6) Period of application:

(7) Products to principally benefit (if any individual product(s)):

EXPORT SUBSIDY COMMITMENTS

(Tables ES:1 to ES:3 and Supporting Tables ES:1 and ES:2)

Notifying Members: all Members.

Notification frequency and format:

- (i) for all Members with base and annual commitment levels shown in Section II of Part IV of their Schedule, an annual notification following the end of the calendar (or, marketing, fiscal, etc.) year in question should be made. A notification should be made no later than 60 days following end of the year in question. Where the notification submitted within the 60 day period is provisional, the final notification should be submitted no later than 120 days following the end of the year in question. The notification should take the form of Table ES:1 accompanied by Supporting Table ES:1. Where necessary, details of the use of downstream flexibility should be included in the notification;
- (ii) for those Members with no base or annual commitment levels shown in Section II of Part IV of their Schedule, an annual notification following the end of the year in question should be made no later than 30 days following the period in the form of a statement confirming that no export subsidies exist or, in the case of developing country Members using exempt export subsidies (Article 9:1(d) and (e)), in the form of Supporting Table ES:2;
- (iii) for all Members with base and annual commitment levels shown in Section II of Part IV of their Schedule plus all other Members which are significant exporters of the products listed hereunder, namely, those Members whose share of total world exports in any one or more of the following products or groups of products exceeds 5%, an annual notification of the total volume of exports of the product(s) concerned should be made. Notifications in respect of the first two years of implementation should be made no later than 120 days following the end of the end of the calendar (or, marketing, fiscal, etc.) year in question. Where a notification with respect to any product or group of products is provisional a final notification shall be made no later than 180 days following the end of the year in question. In respect of the third and subsequent years of implementation notifications shall be made no later than 120 days following the end of the implementation year in question. A list of Members that are significant exporters for the purposes of this notification requirement and of the products concerned shall be established by the Chairman following consultation as appropriate and shall be reviewed after two years. Notifications should take the form of Table ES:2 and, in the case of Members with base and annual commitment levels shown in Section II of Part IV of their Schedule, the data on total exports shall be on a basis comparable to that provided in Table ES:1. The products or groups of products concerned are;

- | | | |
|------------------------------|--------------------------|-----------------|
| (i) Wheat and wheat flour | (ix) Skim milk powder | (xvii) Eggs |
| (ii) Coarse grains | (x) Cheese | (xviii) Wine |
| (iii) Rice | (xi) Other milk products | (xix) Fruit |
| (iv) Oilseeds | (xii) Bovine Meat | (xx) Vegetables |
| (v) Vegetable oils | (xiii) Pigmeat | (xxi) Tobacco |
| (vi) Oilcakes | (xiv) Poultry meat | (xxii) Cotton |
| (vii) Sugar | (xv) Sheepmeat | |
| (viii) Butter and butter oil | (xvi) Live animals | |

- (iv) for all food donor Members, a notification in the form of Table ES:3 showing the total volume of food aid should be provided (unless this information is required to be provided under (i) above). For the purposes of ES:3, the list of products or groups of products shown under (iii) above should be used. The notification should be made no later than 120 days following the end of the year in question.

Table ES:1

EXPORT SUBSIDIES: name of Member

REPORTING PERIOD: calendar year, marketing year, etc.

Export Subsidies: Budgetary Outlay and Quantity Reduction Commitments

Description of products (from Section II of Part IV)	Calendar / marketing year beginning ...	Subsidised exports		Food aid ¹		Annual commitment levels	
		Outlays	Quantity	Quantity	Outlays	Quantity	Quantity
1	2	3	4	5	6	7	

¹ Members are to provide data on food aid to all destinations.

Table ES:2

EXPORT SUBSIDIES: name of Member

REPORTING PERIOD: calendar year, marketing year, etc.

Export Subsidies: Notification of Total Exports

Description of products	Calendar / marketing year beginning ...	Quantity of total exports
1	2	3

Table ES:3

EXPORT SUBSIDIES: name of Member

REPORTING PERIOD: calendar year, marketing year, etc.

Export Subsidies: Notification of the total volume of food aid

Description of products	Calendar / marketing year beginning ...	Quantity of food aid to all destinations
1	2	3

Supporting Table ES:1

EXPORT SUBSIDIES: name of Member

REPORTING PERIOD: calendar year, marketing year, etc.

Export Subsidies: Outlay and Quantity Reduction Commitments

Description of products	Direct export subsidies	Sales of stocks	Producer financed subsidies	Cost reduction measures	Internal transport subsidies	Total product specific export subsidies	Quantity of subsidized exports	Data source
1	2	3	4	5	6	7	8	9

Supporting Table ES:2

EXPORT SUBSIDIES: name of Member

REPORTING PERIOD: calendar year, marketing year, etc.

Export Subsidies: Outlay and Quantity Reduction Commitments: Developing Country Members using Article 9:1(d) and/or (e) Export Subsidies

Description of products	Cost reduction measures	Internal transport subsidies	Total product specific export subsidies	Quantity of subsidized exports	Data source
1	2	3	4	5	6

EXPORT PROHIBITIONS AND RESTRICTIONS

(Table ER:1)

Notifying Members: any Member instituting an export prohibition or restriction covered by Article 12 of the Agreement on Agriculture (except developing country Members which are not net exporters of the product concerned).

Notification frequency and format: a notification as attached should be made as far as practicable in advance of the measure being taken.

Table ER:1

EXPORT RESTRICTIONS: name of Member

Notification under Article 12 of the Agreement: Export prohibitions and restrictions

(1) Description of product:

(2) Tariff item number(s):

(3) Nature of, and justification for, measure to be introduced:

(4) Duration of application of measure:

**MONITORING OF THE FOLLOW-UP TO
THE DECISION ON MEASURES CONCERNING THE POSSIBLE
NEGATIVE EFFECTS OF THE REFORM PROGRAMME
ON LEAST-DEVELOPED AND NET FOOD-IMPORTING
DEVELOPING COUNTRIES**

(Table NF:1)

Notifying Members: Members in respect of actions taken within the framework of the Decision on Measures Concerning the Possible Negative Effects of the Reform Programme on Least-Developed and Net Food-Importing Developing Countries.

Notification frequency and format: a notification should be made by all donor Members at least annually with respect to items (1), (2) and (3) in Table NF:1. The notification should be made no later than 60 days following the relevant period.

Table NF:1 **NOTIFICATION UNDER ARTICLE 16:2 OF THE AGREEMENT:
MONITORING OF THE FOLLOW-UP TO THE DECISION ON
MEASURES CONCERNING THE POSSIBLE NEGATIVE EFFECTS OF
THE REFORM PROGRAMME ON LEAST-DEVELOPED AND NET
FOOD-IMPORTING DEVELOPING COUNTRIES: name of Member**

REPORTING PERIOD: calendar year, marketing year, etc.

(1) Quantity of food aid provided to least-developed and net food-importing developing countries:

(2) Indication of the proportion in fully grant form or appropriate concessional terms:

(3) Technical and financial assistance under paragraph 3(iii) of the Decision:

(4) Other relevant information with respect to actions taken within the framework of the Decision:

WORLD TRADE ORGANIZATION

RESTRICTED

G/AG/2/Add.1

16 October 1995

(95-3095)

Committee on Agriculture

Original: English

LIST OF "SIGNIFICANT EXPORTERS" FOR THE PURPOSES OF THE NOTIFICATION REQUIREMENTS IN RESPECT OF EXPORT SUBSIDY COMMITMENTS

Addendum

The following list of "significant exporters" that are required annually to submit data on their total exports in the form of Table ES:2 has been established by the Chairman of the Committee on Agriculture in accordance with paragraph (iii) of the notification requirements in respect of export subsidy commitments (G/AG/2, page 24 refers):

<u>Product Group</u>	<u>Significant Exporters</u>
Wheat and wheat flour	Australia
Coarse grains	Argentina
Rice	Pakistan, Thailand
Oilseeds	Argentina, Brazil, United States
Vegetable oils	Argentina, Indonesia, Malaysia, Philippines
Oilcakes	Argentina, United States
Sugar	Australia, Cuba, Thailand
Butter and butter oil	New Zealand
Skim milk powder	New Zealand
Cheese	New Zealand
Other milk products	New Zealand
Bovine meat	Australia, New Zealand
Pigmeat	Canada
Poultry meat	Thailand
Sheepmeat	Australia, New Zealand
Fruit	Chile, Costa Rica, Honduras, Philippines, United States
Vegetables	United States
Tobacco	United States, Zimbabwe
Cotton	Australia, Pakistan, United States

Note: The annual notifications in the form of Table ES:2 should, as appropriate, include exports of any product within the scope of the relevant product group as specified in paragraph (iii), page 24 of G/AG/2.

WORLD TRADE ORGANIZATION

RESTRICTED

G/AG/W/24

18 April 1996

(96-1434)

Committee on Agriculture

NOTIFICATION OBLIGATIONS: AGRICULTURE

Note by the Secretariat

This document contains:

- (i) a table setting out 1996 notification requirements for each Member of the WTO;
- (ii) a listing of the notification requirements in summary form. The full notification requirements under the Agreement on Agriculture are to be found in G/AG/2 and Add.1 to that document. It should be noted that some requirements are ad hoc in the sense that their applicability depends on specific actions being taken by the Member concerned, e.g. the introduction of new exempt domestic support measures or the provision of food aid.

For the timing of notifications, this document should be read in conjunction with G/AG/W/2/Rev.4 which specifies implementation dates for each Member. For those Members with no specific domestic support and/or export subsidy reduction commitments (and hence do not have dates shown in G/AG/W/2/Rev.4) consideration should be given to specifying the relevant date in the 1996 notification. In this light, those Members working on a calendar year basis are reminded that notifications are already due for domestic support and export subsidies.

The following table sets out in matrix form those Members required to notify under each of the formats in G/AG/2. The matrix elements should be read as follows:

- "X" Members concerned must notify annually (or every second year in the case of least-developed country Members under DS:1 - indicated by Xx)
- "?" Members concerned must notify on an ad hoc basis if relevant action is taken
- "=" Members must notify annually if they are food or other aid donors
- "#" Members may notify "any relevant action" on an ad hoc basis
- " " (blank) Members are not required to notify under this element

Member	Periodic notifications							Ad hoc notifications				
	MA:2	MA:5	DS:1	ES:1	ES:2	ES:3	NF:1 (1)-(3)	MA:1	MA:3-4	DS:2	ER:1	NF:1 (4)
Angola*			Xx	X		=	=			?	?	#
Antigua and Barbuda			X	X		=	=			?	?	#
Argentina			X	X	X	=	=			?	?	#
Australia	X	X	X	X	X	=	=	?	?	?	?	#
Bahrain			X	X		=	=			?	?	#
Bangladesh			Xx	X		=	=			?	?	#
Barbados	X	X	X	X		=	=	?	?	?	?	#
Belize			X	X		=	=			?	?	#
Benin			Xx	X		=	=			?	?	#
Bolivia			X	X		=	=			?	?	#
Botswana		X	X	X		=	=		?	?	?	#
Brazil	X		X	X	X	=	=	?		?	?	#
Brunei Darussalam			X	X		=	=			?	?	#
Burkina Faso			Xx	X		=	=			?	?	#
Burundi			Xx	X		=	=			?	?	#
Cameroon			X	X		=	=			?	?	#
Canada	X	X	X	X	X	=	=	?	?	?	?	#
Central African Republic			Xx	X		=	=			?	?	#
Chad*			Xx	X		=	=			?	?	#
Chile			X	X	X	=	=			?	?	#
Colombia	X	X	X	X	X	=	=	?	?	?	?	#
Congo*			X	X		=	=			?	?	#
Costa Rica	X	X	X	X	X	=	=	?	?	?	?	#
Côte d'Ivoire			X	X		=	=			?	?	#
Cuba			X	X	X	=	=			?	?	#
Cyprus			X	X	X	=	=			?	?	#
Czech Republic	X	X	X	X	X	=	=	?	?	?	?	#
Djibouti			Xx	X		=	=			?	?	#
Dominica			X	X		=	=			?	?	#
Dominican Republic			X	X		=	=			?	?	#
Ecuador	X	X	X	X		=	=	?	?	?	?	#
European Communities	X	X	X	X	X	=	=	?	?	?	?	#
Egypt			X	X		=	=			?	?	#
El Salvador	X	X	X	X		=	=	?	?	?	?	#
Fiji			X	X		=	=			?	?	#
Gabon			X	X		=	=			?	?	#
The Gambia*			Xx	X		=	=			?	?	#
Ghana			X	X		=	=			?	?	#
Grenada			X	X		=	=			?	?	#

Member	Periodic notifications							Ad hoc notifications				
	MA:2	MA:5	DS:1	ES:1	ES:2	ES:3	NF:1 (1)-(3)	MA:1	MA:3-4	DS:2	ER:1	NF:1 (4)
Guatemala	X	X	X	X		=	=	?	?	?	?	#
Guinea			Xx	X		=	=			?	?	#
Guinea Bissau			Xx	X		=	=			?	?	#
Guyana			X	X		=	=			?	?	#
Haiti			Xx	X		=	=			?	?	#
Honduras			X	X	X	=	=			?	?	#
Hong Kong			X	X		=	=			?	?	#
Hungary	X	X	X	X	X	=	=	?	?	?	?	#
Iceland	X	X	X	X	X	=	=	?	?	?	?	#
India			X	X		=	=			?	?	#
Indonesia	X	X	X	X	X	=	=	?	?	?	?	#
Israel	X	X	X	X	X	=	=	?	?	?	?	#
Jamaica			X	X		=	=			?	?	#
Japan	X	X	X	X		=	=	?	?	?	?	#
Kenya			X	X		=	=			?	?	#
Korea	X	X	X	X		=	=	?	?	?	?	#
Kuwait			X	X		=	=			?	?	#
Lesotho			Xx	X		=	=			?	?	#
Macau			X	X		=	=			?	?	#
Madagascar			Xx	X		=	=			?	?	#
Malawi			Xx	X		=	=			?	?	#
Malaysia	X	X	X	X	X	=	=	?	?	?	?	#
Maldives			Xx	X		=	=			?	?	#
Mali			Xx	X		=	=			?	?	#
Malta			X	X		=	=			?	?	#
Mauritania			Xx	X		=	=			?	?	#
Mauritius			X	X		=	=			?	?	#
Mexico	X	X	X	X	X	=	=	?	?	?	?	#
Morocco	X	X	X	X		=	=	?	?	?	?	#
Mozambique			Xx	X		=	=			?	?	#
Myanmar			Xx	X		=	=			?	?	#
Namibia		X	X	X		=	=		?	?	?	#
New Zealand	X	X	X	X	X	=	=	?	?	?	?	#
Nicaragua	X	X	X	X		=	=	?	?	?	?	#
Niger*			Xx	X		=	=			?	?	#
Nigeria			X	X		=	=			?	?	#
Norway	X	X	X	X	X	=	=	?	?	?	?	#
Pakistan			X	X	X	=	=			?	?	#
Papua New Guinea*			X	X		=	=			?	?	#
Paraguay			X	X		=	=			?	?	#
Peru			X	X		=	=			?	?	#
Philippines	X	X	X	X	X	=	=	?	?	?	?	#
Poland	X	X	X	X	X	=	=	?	?	?	?	#
Qatar			X	X		=	=			?	?	#
Romania	X	X	X	X	X	=	=	?	?	?	?	#
Rwanda*			Xx	X		=	=			?	?	#
Saint Kitts and Nevis			X	X		=	=			?	?	#

Member	Periodic notifications							Ad hoc notifications				
	MA:2	MA:5	DS:1	ES:1	ES:2	ES:3	NF:1 (1)-(3)	MA:1	MA:3-4	DS:2	ER:1	NF:1 (4)
Saint Lucia			X	X		=	=			?	?	#
Saint Vincent - Grenadines			X	X		=	=			?	?	#
Senegal			X	X		=	=			?	?	#
Sierra Leone			Xx	X		=	=			?	?	#
Singapore			X	X		=	=			?	?	#
Slovak Republic	X	X	X	X	X	=	=	?	?	?	?	#
Slovenia	X		X	X		=	=	?		?	?	#
Solomon Islands*			Xx	X		=	=			?	?	#
South Africa	X	X	X	X	X	=	=	?	?	?	?	#
Sri Lanka			X	X		=	=			?	?	#
Suriname			X	X		=	=			?	?	#
Swaziland		X	X	X		=	=		?	?	?	#
Switzerland-Liechtenstein	X	X	X	X	X	=	=	?	?	?	?	#
Tanzania			Xx	X		=	=			?	?	#
Thailand	X	X	X	X	X	=	=	?	?	?	?	#
Togo			Xx	X		=	=			?	?	#
Trinidad and Tobago			X	X		=	=			?	?	#
Tunisia	X	X	X	X		=	=	?	?	?	?	#
Turkey			X	X	X	=	=			?	?	#
Uganda			Xx	X		=	=			?	?	#
Uruguay		X	X	X	X	=	=		?	?	?	#
United Arab Emirates			X	X		=	=			?	?	#
United States	X	X	X	X	X	=	=	?	?	?	?	#
Venezuela	X	X	X	X	X	=	=	?	?	?	?	#
Zaire*			Xx	X		=	=			?	?	#
Zambia			Xx	X		=	=			?	?	#
Zimbabwe			X	X	X	=	=			?	?	#

Total of Members	34	36	104	104	33	104	104	34	36	104	104	104
(least developed)	-	-	22	22	-	22	22	-	-	22	22	22
Total of non-Members	-	-	9	9	-	9	9	-	-	9	9	9
(least developed)	-	-	7	7	-	7	7	-	-	7	7	7
Grand Total	34	36	113	113	33	113	113	34	36	113	113	113
(least developed)	-	-	29	29	-	29	29	-	-	29	29	29

* Non-members as of 15 April 1996

Notification requirement (G/AG/2)	Products (if not all agricultural products)	Notification delays	Comments
A. Periodic notifications			
Market Access			
Table MA:2 (tariff quota fill)	all tariff and other quota products as listed in Section I of Part I of schedules	normally 30 days following the year but, in any event, no later than 60 days	
Table MA:5 (special safeguard use)	all special safeguard products as listed in Section I of Part I of schedules	normally 30 days but, in any event, no later than 60 days	a statement should be made if there has been no use of the special safeguard in the year in question
Domestic Support			
Table DS:1 and relevant Supporting Tables (domestic support measures)		no later than 90 days; where this notification is provisional, the final notification should be submitted no later than 120 days (Least-developed country Members need only notify once every two years)	Supporting Tables DS:1 to DS:3 plus any other information necessary to show support remains below the Total AMS or <i>de minimis</i> level
Export Subsidies			
Table ES:1 (export subsidy use)	all products with export subsidies listed in Section II of Part IV of schedules (or all products) - see comments	no later than 60 days; where this notification is provisional, the final notification should be submitted no later than 120 days	where no export subsidies exist, a statement should be made to this effect or, if appropriate Supporting Table ES:2 used
Table ES:2 (total exports)	all products with export subsidies listed in Section II of Part IV of schedules plus those Members/products set out in G/AG/2/Add.1	no later than 120 days; where this notification is provisional, a final notification shall be made no later than 180 days (in the third and subsequent years of implementation notifications shall be no later than 120 days)	
Table ES:3 (food aid)	all food aid products (unless covered by Table ES:1)	no later than 120 days	applies to food aid donor Members only

Notification requirement (G/AG/2)	Products (if not all agricultural products)	Notification delays	Comments
Others			
Table NF:1 (Ministerial Decision)	all products concerned with respect to part (1): appropriate information for parts (2) and (3) of NF:1	no later than 60 days	applies to donor Members only
B. Ad hoc notifications			
Market Access			
Table MA:1 (tariff quota administration)	any tariff or other quota products as listed in Section I of Part I of schedules	where possible, prior to the change being implemented, but in any event no later than 30 days following the change	ad hoc notification required of changes in the administration of such quotas
Table MA:3 (volume-based special safeguard)	any safeguard product as listed in Section I of Part I of schedules	as far as practicable before taking such action for the first time in any year in respect of each product (in any event within 10 days of such action)	ad hoc notification required if the special safeguard is invoked
Table MA:4 (price-based special safeguard)	any safeguard product as listed in Section I of Part I of schedules	in advance of taking such action for the first time in respect of each product (in any event within 10 days of such action) unless an "up-front" notification has been made	no ad hoc notification is required if an "up-front" notification has been made; "up-front" notifications can be made at any time
Domestic Support			
Table DS:2 (new exempt measures)		as far as practicable before such measures are adopted and in any event within 30 days of adoption	an ad hoc notification is required of new or modified measures
Export Restrictions			
Table ER:1 (new measures)	any product concerned	as far as practicable in advance of the measures being taken	ad hoc notification required of new measures (except by developing country Members that are not net exporters of the product concerned)
Others			
Table NF:1 (Ministerial Decision)	other relevant information with respect to part (4) of NF:1	ad hoc	any relevant information can be provided

AG-IV

AGREEMENT ON AGRICULTURE

EXAMPLES

Model "mock" notifications: agriculture

1. This section provides mock agricultural notifications from two Members, Member A and Member B. Member A is assumed to have a very simple schedule of concessions and commitments while Member B is assumed to have a very complicated schedule. Member B thus is assumed to have tariff quotas, the right to use the special safeguard provisions, a Total Aggregate Measurement of Support domestic support commitment and specific export subsidy reduction commitments. Member A's schedule does not contain any of these elements.

2. The table on the following pages sets out for each Member its specific notification obligations. 67 out of the 114 Members listed have notification requirements of the simplest form, i.e. akin to those of Member A. The remaining 46 Members have somewhat more complicated notification requirements with the most complicated being akin to Member B in these mock notifications. The table also indicates, for each notification requirement, the page in this section that outlines the relevant notification obligation. Each Member can, therefore, readily establish its own notification obligations to the Committee on Agriculture and the relevant pages of the handbook containing the related mock notifications.

3. It is important to note that the examples set out can only be thought of as one possible means of fulfilling the notification requirements. As long as the structure of the notification complies with the formats in G/AG/2 there is no specific wording that should, or should not, be used. Individual Members will be in a position to decide on the best wording for in their particular circumstance.

4. The order used in this section matches the formats as set out in G/AG/2.

List of contents:

Notification subject	Format (from G/AG/2)	Page number - description
Member-by-Member listing of notification obligations		2
Tariff and other quota administration	MA:1	8
Tariff and other quota fill	MA:2	11
Special safeguard (volume-based)	MA:3	13
Special safeguard (price-based)	MA:4	15
Special safeguard (annual summary)	MA:5	18
Domestic support - <i>no</i> Total AMS reduction commitment	DS:1+	21
Domestic support - Total AMS reduction commitment	DS:1+	25
Domestic support (ad hoc notification)	DS:2	36
Export subsidies - <i>no</i> specific reduction commitments	ES:1+	38
Export subsidies - specific reduction commitments	ES:1+	41
Export subsidies - total exports	ES:2	44
Export subsidies - food aid	ES:3	46
Export prohibitions or restrictions	ER:1	48
Decision concerning least-developed and net food-importing developing country Members	NF:1 (1) to (3)	50
Decision concerning least-developed and net food-importing developing country Members	NF:1 (4)	52

"+" Supporting Tables may also be required.

Notification obligations by Member

The following table sets out in matrix form both regular notification requirements for each Member and those Members which may be required to notify certain actions on an ad hoc basis under the formats in G/AG/2. The matrix elements should be read as follows:

- " " (blank) Members are not required to notify under this format of G/AG/2
- "X" Members concerned must notify annually (or every second year in the case of least-developed country Members under DS:1)
- "=" Members must notify annually if they are food or other aid donors
- "?" Members concerned must notify on an ad hoc basis if relevant action is taken, e.g. a change in tariff quota administration or the introduction of an export restriction
- "#" Members may notify "any relevant action" under the Decision on Measures Concerning the Possible Negative Effects of the Reform Programme on Least-Developed and Net Food-Importing Developing Countries on an ad hoc basis
- "+" In relation to the formats, this indicates one or more Supporting Tables may be required along with the format itself

Member	Periodic notifications							Ad hoc notifications							
	Tariff quotas	Special safeguard	Domestic support (Total AMS)		Export subsidies				Food and other aid donors	Tariff quota administration	Special safeguard		New exempt domestic support	Export restrictions	Least-developed and net food-importing decision
			No reduction commitments	Reduction commitments	No reduction commitments	Reduction commitments	Total exports	Food aid			Volume-based	Price-based			
G/AG/2 format number	MA:2	MA:5	DS:1+		ES:1 +		ES:2	ES:3	NF:1 (1)-(3)	MA:1	MA:3	MA:4	DS:2	ER:1	NF:1 (4)
See page	11	18	21	25	38	41	44	46	50	8	13	15	36	48	52
Angola*			X		X			=	=				?	?	#
Antigua and Barbuda			X		X			=	=				?	?	#
Argentina			X		X		X	=	=				?	?	#
Australia	X	X		X		X	X	=	=	?	?	?	?	?	#
Bahrain			X		X			=	=				?	?	#
Bangladesh			X		X			=	=				?	?	#
Barbados	X	X	X		X			=	=	?	?	?	?	?	#
Belize			X		X			=	=				?	?	#
Benin			X		X			=	=				?	?	#
Bolivia			X		X			=	=				?	?	#
Botswana		X	X		X			=	=		?	?	?	?	#
Brazil	X			X		X	X	=	=	?			?	?	#
Brunei Darussalam			X		X			=	=				?	?	#
Burkina Faso			X		X			=	=				?	?	#

Member	Periodic notifications										Ad hoc notifications					
	Tariff quotas	Special safe-guard	Domestic support (Total AMS)		Export subsidies				Food and other aid donors	Tariff quota adminis-tration	Special safeguard		New exempt domestic support	Export restric-tions	Least-developed and net food-importing decision	
			No reduc-tion commit-ments	Reduc-tion commit-ments	No reduc-tion commit-ments	Reduc-tion commit-ments	Total exports	Food aid			Volume-based	Price-based				
GI/AG/2 format number	MA:2	MA:5	DS:1 +		ES:1 +			ES:2	ES:3	NF:1 (1)-(3)	MA:1	MA:3	MA:4	DS:2	ER:1	NF:1 (4)
See page	11	18	21	25	38	41	44	46	50	8	13	15	36	48	52	
Burundi			X		X			=	=				?	?	#	
Cameroon			X		X			=	=				?	?	#	
Canada	X	X		X		X	X	=	=	?	?	?	?	?	#	
Central African Republic			X		X			=	=				?	?	#	
Chad*			X		X			=	=				?	?	#	
Chile			X		X		X	=	=				?	?	#	
Colombia	X	X		X		X	X	=	=	?	?	?	?	?	#	
Congo*			X		X			=	=				?	?	#	
Costa Rica	X	X		X	X		X	=	=	?	?	?	?	?	#	
Côte d'Ivoire			X		X			=	=				?	?	#	
Cuba			X		X		X	=	=				?	?	#	
Cyprus				X		X	X	=	=				?	?	#	
Czech Republic	X	X		X		X	X	=	=	?	?	?	?	?	#	
Djibouti			X		X			=	=				?	?	#	
Dominica			X		X			=	=				?	?	#	
Dominican Republic			X		X			=	=				?	?	#	
Ecuador	X	X	X		X			=	=	?	?	?	?	?	#	
European Communities	X	X		X		X	X	=	=	?	?	?	?	?	#	
Egypt			X		X			=	=				?	?	#	
El Salvador	X	X	X		X			=	=	?	?	?	?	?	#	
Fiji			X		X			=	=				?	?	#	
Gabon			X		X			=	=				?	?	#	
Gambia*			X		X			=	=				?	?	#	
Ghana			X		X			=	=				?	?	#	
Grenada			X		X			=	=				?	?	#	

Member	Periodic notifications										Ad hoc notifications					
	Tariff quotas	Special safe-guard	Domestic support (Total AMS)		Export subsidies				Food and other aid donors	Tariff quota adminis-tration	Special safeguard		New exempt domestic support	Export restric-tions	Least-developed and net food-importing decision	
			No reduc-tion commit-ments	Reduc-tion commit-ments	No reduc-tion commit-ments	Reduc-tion commit-ments	Total exports	Food aid			Volume-based	Price-based				
GI/AG/2 format number	MA:2	MA:5	DS:1 +		ES:1 +			ES:2	ES:3	NF:1 (1)-(3)	MA:1	MA:3	MA:4	DS:2	ER:1	NF:1 (4)
See page	11	18	21	25	38	41	44	46	50	8	13	15	36	48	52	
Guatemala	X	X	X		X			=	=	?	?		?	?	#	
Guinea			X		X			=	=				?	?	#	
Guinea Bissau			X		X			=	=				?	?	#	
Guyana			X		X			=	=				?	?	#	
Haiti			X		X			=	=				?	?	#	
Honduras			X		X		X	=	=				?	?	#	
Hong Kong			X		X			=	=				?	?	#	
Hungary	X	X		X		X	X	=	=	?	?	?	?	?	#	
Iceland	X	X		X		X	X	=	=	?	?	?	?	?	#	
India			X		X			=	=				?	?	#	
Indonesia	X	X	X			X	X	=	=	?	?	?	?	?	#	
Israel	X	X		X		X	X	=	=	?	?	?	?	?	#	
Jamaica			X		X			=	=				?	?	#	
Japan	X	X		X	X			=	=	?	?	?	?	?	#	
Kenya			X		X			=	=				?	?	#	
Korea	X	X		X	X			=	=	?	?	?	?	?	#	
Kuwait			X		X			=	=				?	?	#	
Lesotho			X		X			=	=				?	?	#	
Macao			X		X			=	=				?	?	#	
Madagascar			X		X			=	=				?	?	#	
Malawi			X		X			=	=				?	?	#	
Malaysia	X	X	X		X		X	=	=	?	?	?	?	?	#	
Maldives			X		X			=	=				?	?	#	
Mali			X		X			=	=				?	?	#	
Malta			X		X			=	=				?	?	#	

Member	Periodic notifications										Ad hoc notifications					
	Tariff quotas	Special safe-guard	Domestic support (Total AMS)		Export subsidies				Food and other aid donors	Tariff quota adminis-tration	Special safeguard		New exempt domestic support	Export restric-tions	Least-developed and net food-importing decision	
			No reduc-tion commit-ments	Reduc-tion commit-ments	No reduc-tion commit-ments	Reduc-tion commit-ments	Total exports	Food aid			Volume-based	Price-based				
GI/AG/2 format number	MA:2	MA:5	DS:1 +		ES:1 +			ES:2	ES:3	NF:1 (1)-(3)	MA:1	MA:3	MA:4	DS:2	ER:1	NF:1 (4)
See page	11	18	21	25	38	41	44	46	50	8	13	15	36	48	52	
Mauritania			X		X			=	=				?	?	#	
Mauritius			X		X			=	=				?	?	#	
Mexico	X	X		X		X	X	=	=	?	?	?	?	?	#	
Mongolia			X		X			=	=				?	?	#	
Morocco	X	X		X	X			=	=	?	?	?	?	?	#	
Mozambique			X		X			=	=				?	?	#	
Myanmar			X		X			=	=				?	?	#	
Namibia		X	X		X			=	=		?	?	?	?	#	
New Zealand	X	X		X		X	X	=	=	?	?	?	?	?	#	
Nicaragua	X	X	X		X			=	=	?	?	?	?	?	#	
Niger*			X		X			=	=				?	?	#	
Nigeria			X		X			=	=				?	?	#	
Norway	X	X		X		X	X	=	=	?	?	?	?	?	#	
Pakistan			X		X		X	=	=				?	?	#	
Papua New Guinea				X	X			=	=				?	?	#	
Paraguay			X		X			=	=				?	?	#	
Peru			X		X			=	=				?	?	#	
Philippines	X	X	X		X		X	=	=	?	?	?	?	?	#	
Poland	X	X		X		X	X	=	=	?	?	?	?	?	#	
Qatar			X			X		=	=				?	?	#	
Romania	X	X	X			X	X	=	=	?	?	?	?	?	#	
Rwanda			X		X			=	=				?	?	#	
Saint Kitts and Nevis			X		X			=	=				?	?	#	
Saint Lucia			X		X			=	=				?	?	#	

Member	Periodic notifications										Ad hoc notifications						
	Tariff quotas	Special safe-guard	Domestic support (Total AMS)		Export subsidies				Food and other aid donors	Tariff quota adminis-tration	Special safeguard		New exempt domestic support	Export restric-tions	Least-developed and net food-importing decision		
			No reduc-tion commit-ments	Reduc-tion commit-ments	No reduc-tion commit-ments	Reduc-tion commit-ments	Total exports	Food aid			Volume-based	Price-based					
GI/AG/2 format number	MA:2	MA:5	DS:1 +		ES:1 +				ES:2	ES:3	NF:1 (1)-(3)	MA:1	MA:3	MA:4	DS:2	ER:1	NF:1 (4)
See page	11	18	21	25	38	41	44	46	50	8	13	15	36	48	52		
Saint Vincent - Grenadines			X		X			=	=				?	?	#		
Senegal			X		X			=	=				?	?	#		
Sierra Leone			X		X			=	=				?	?	#		
Singapore			X		X			=	=				?	?	#		
Slovak Republic	X	X		X		X	X	=	=	?	?	?	?	?	#		
Slovenia	X			X	X			=	=	?			?	?	#		
Solomon Islands			X		X			=	=				?	?	#		
South Africa	X	X		X		X	X	=	=	?	?	?	?	?	#		
Sri Lanka			X		X			=	=				?	?	#		
Suriname			X		X			=	=				?	?	#		
Swaziland		X	X		X			=	=		?	?	?	?	#		
Switzerland-Liechtenstein	X	X		X		X	X	=	=	?	?	?	?	?	#		
Tanzania			X		X			=	=				?	?	#		
Thailand	X	X		X	X		X	=	=	?	?	?	?	?	#		
Togo			X		X			=	=				?	?	#		
Trinidad and Tobago			X		X			=	=				?	?	#		
Tunisia	X	X		X	X			=	=	?	?	?	?	?	#		
Turkey			X			X	X	=	=				?	?	#		
Uganda			X		X			=	=				?	?	#		
Uruguay		X	X			X	X	=	=		?	?	?	?	#		
United Arab Emirates			X		X			=	=				?	?	#		
United States	X	X		X		X	X	=	=	?	?	?	?	?	#		
Venezuela	X	X		X		X	X	=	=	?	?	?	?	?	#		
Zaire*			X		X			=	=				?	?	#		

Member	Periodic notifications										Ad hoc notifications				
	Tariff quotas	Special safeguard	Domestic support (Total AMS)			Export subsidies			Food and other aid donors	Tariff quota administration	Special safeguard		New exempt domestic support	Export restrictions	Least-developed and net food-importing decision
			No reduction commitments	Reduction commitments	No reduction commitments	Reduction commitments	Total exports	Food aid			Volume-based	Price-based			
G/AG/2 format number	MA:2	MA:5	DS:1 +			ES:1 +			NF:1 (1)-(3)	MA:1	MA:3	MA:4	DS:2	ER:1	NF:1 (4)
See page	11	18	21	25	38	41	44	46	50	8	13	15	36	48	52
Zambia			X		X			=	=				?	?	#
Zimbabwe			X		X		X	=	=				?	?	#
Total	34	36	87	27	91	23	33	114	114	34	36	36	114	114	114

* Non-members as of 27 July 1996

Tariff and other quotas: implementation of market access opportunities (Table MA:1)**Notifying Members**

1. Only Members with tariff and other quotas in their schedules should notify the implementation of market access opportunities.
2. Member A has no tariff or other quotas in its schedule hence is *not* required to notify under this format. This applies to all Members with the exception of those listed in paragraph 3. below.
3. It is assumed that Member B has two tariff quotas for the purpose of this example hence must notify the administration of those tariff quotas (see table attached). The following Members have tariff and other quotas in their schedules hence their notification requirements are akin to those of Member B:

Australia	Iceland	Poland
Barbados	Indonesia	Romania
Brazil	Israel	Slovak Republic
Canada	Japan	Slovenia
Colombia	Korea	South Africa
Costa Rica	Malaysia	Switzerland-Liechtenstein
Czech Republic	Mexico	Thailand
Ecuador	Morocco	Tunisia
El Salvador	New Zealand	United States
European Communities	Nicaragua	Venezuela
Guatemala	Norway	
Hungary	Philippines	

Notification frequency and format:

Member B must make a one-off notification of tariff quota administration using format MA:1 and an ad hoc notification if the method of tariff quota administration changes from that provided in the one-off notification.

Member B:

"A comprehensive one-off notification in 1995 on the administration of quotas (Table MA:1) followed by the ad hoc notification of any changes in their administration. The initial notification should normally be made in advance of the opening of the quota but in any event no later than 30 days following that date. Notifications of changes should be made, where possible, prior to the change being implemented, but in any event not later than 30 days following the change" (G/AG/2 page 2).

Table MA:I

MARKET ACCESS: Member B
REPORTING PERIOD: calendar year

Implementation of market access opportunities: tariff and other quota commitments

Description of products (from Section I-B (or I-A) of Part I of the Schedule)	Tariff item number(s) encompassed in product description (from Section I-B (or I-A) of Part I of the Schedule)	Description of import arrangement applicable
1	2	3
Butter	0405.00.00	<p>(a) <u>Allocation to supplying countries:</u></p> <p>(i) Global quota;</p> <p>(ii) The tariff quota is open from 1 January to 31 December.</p> <p>(b) <u>Allocation of licenses to importers:</u></p> <p>(i) Allocations are made by the Department of External Trade in consultation with the Department of Agriculture;</p> <p>(ii) Any company or individual registered for tax purposes may apply for an import licence;</p> <p>(iii) Licences are issued on a first-come-first-served basis with a pro rata allocation should the request for licences exceed the tariff quota quantity;</p> <p>(iv) Licences are valid for four months from the date of issue.</p> <p>(c) <u>Details of other arrangements (not involving import licenses):</u> Not applicable.</p> <p>(d) <u>Other relevant information:</u> Further information on the tariff quota allocation is published in the national gazette.</p>

MARKET ACCESS: Member B
REPORTING PERIOD: calendar year

Implementation of market access opportunities: tariff and other quota commitments

Description of products (from Section I-B (or I-A) of Part I of the Schedule)	Tariff item number(s) encompassed in product description (from Section I-B (or I-A) of Part I of the Schedule)	Description of import arrangement applicable
Potatoes	0701.10.00 0701.90.00	<p>(a) <u>Allocation to supplying countries:</u></p> <p>(i) 200 t is allocated to Country X, 150 t to Country Y while the remainder is globally available;</p> <p>(ii) The tariff quota is open from 1 January to 30 June.</p> <p>(b) <u>Allocation of licenses to importers:</u></p> <p>(i) Allocations are made by the Department of External Trade in consultation with the Department of Agriculture;</p> <p>(ii) Any company providing inputs for the agricultural sector may apply for a licence to import seed potatoes (0701.10.00). Table potatoes and potatoes for processing may be imported freely up to the available quantity;</p> <p>(iii) Licences for seed potatoes are issued on a first-come-first-served basis with a pro rata allocation should the request for licences exceed the tariff quota quantity;</p> <p>(iv) Licences are valid for two months from the date of issue.</p> <p>(c) <u>Details of other arrangements (not involving import licenses):</u> Imports without a licence may take place up to the available limit for table potatoes and potatoes for processing.</p> <p>(d) <u>Other relevant information:</u> Further information on the tariff quota allocation is published in the national gazette.</p>

Tariff and other quotas: imports under tariff and other quotas (Table MA:2)**Notifying Members**

1. Only Members with tariff and other quotas in their schedules should notify imports under tariff and other quotas.
2. Member A has no tariff or other quotas in its schedule hence is *not* required to notify under this format. This applies to all Members with the exception of those listed in paragraph 3. below.
3. It is assumed that Member B has two tariff quotas for the purpose of this example hence must notify imports at the end of each year of implementation (see table attached). The following Members have tariff and other quotas in their schedules hence their notification requirements are akin to those of Member B:

Australia	Iceland	Poland
Barbados	Indonesia	Romania
Brazil	Israel	Slovak Republic
Canada	Japan	Slovenia
Colombia	Korea	South Africa
Costa Rica	Malaysia	Switzerland-Liechtenstein
Czech Republic	Mexico	Thailand
Ecuador	Morocco	Tunisia
El Salvador	New Zealand	United States
European Communities	Nicaragua	Venezuela
Guatemala	Norway	
Hungary	Philippines	

Notification frequency and format:

The notification must be made annually following the end of the period in question.

Member B:

"An annual notification following the end of the calendar (or, marketing, fiscal, etc.) year in question showing imports under tariff and other quotas (Table MA:2). The notification should normally be made 30 days following the year but, in any event, no later than 60 days following the year in question" (G/AG/2, page 2).

Table MA:2

Market Access: Member B
Reporting Period: calendar year 1995
List relating to tariff and other quota commitments

Description of Products	Tariff item number(s) encompassed in product description	Tariff quota quantity for period in question	In-quota imports during period
(from Section I-B (or I-A) of Part I of the Schedule)	(from Section I-B (or I-A) of Part I of the Schedule)	(derived from Section I-B (or I-A) of Part I of the Schedule)	
1	2	3	4
Butter	0405.00.00	500 tonnes	500 tonnes
Potatoes	0701.10.00 0701.90.00 total	} } } 650 tonnes	450 tonnes 150 tonnes 600 tonnes

Special safeguard provisions: use of the volume-based special safeguard (Table MA:3)**Notifying Members**

1. Only Members with the right to use the special safeguard provisions in their schedules should notify the use of the volume-based special safeguard.
2. Member A has no right to use the special safeguard indicated in its schedule hence is *not* required to notify under this format. This applies to all Members with the exception of those listed in paragraph 3. below.
3. It is assumed that Member B notifies the use of the volume-based special safeguard on butter (see table attached) as from 20 September 1995. This notification is ad hoc in nature. The following Members have the right to recourse to the special safeguard provisions on some products in their schedules hence their notification requirements are akin to those of Member B:

Australia	Iceland	Philippines
Barbados	Indonesia	Poland
Botswana	Israel	Romania
Canada	Japan	Slovak Republic
Colombia	Korea	South Africa
Costa Rica	Malaysia	Swaziland
Czech Republic	Mexico	Switzerland-Liechtenstein
Ecuador	Morocco	Thailand
El Salvador	Namibia	Tunisia
European Communities	New Zealand	United States
Guatemala	Nicaragua	Uruguay
Hungary	Norway	Venezuela

Notification frequency and format:

Member B must make an ad hoc notification of the use of the volume-based special safeguard for each product.

Member B:

"A notification in the form of Table MA:3 should be made as far as practicable before taking such action for the first time in any year in respect of each product, and in any event within 10 days of the implementation of such action" (G/AG/2 page 5).

Table MA:3

MARKET ACCESS - Member B***Notification under Article 5 of the Agreement: special safeguard: volume-based***

1.	Description of product:	Butter
2.	Tariff item numbers:	0405.00.00
3.	Trigger level: (as calculated in Annex 1)	600 tonnes
4.	Volume of imports entering territory in current period:	652 tonnes
5.	Period of application: (calendar/marketing year or shorter period for perishable or seasonal products (specify))	from 20 September 1995 to 31 December 1995

SPECIAL SAFEGUARD: VOLUME-BASED: Annex 1 to Table MA:3**Information required for the calculation of the Trigger Level**

Imports in the 3 preceding years: (tonnes)	1992:	550
	1993:	566
	1994:	570
	Average:	562

And if import penetration is taken into account:

Consumption in the 3 preceding years: (tonnes)	1992:	990
	1993:	1000
	1994:	1010
	Average:	1000

Method of allocation of change in consumption to the tariff line concerned: not applicable

Calculation of trigger level (pursuant to Article 5 of the Agreement on Agriculture):

Import penetration	=	562/1000
	=	56% (base trigger therefore equals 105%)
Trigger level	=	(x)+ (y)
	=	(105% x 562 tonnes) + (1010 tonnes - 1000 tonnes)
	=	590 + 10 tonnes
	=	600 tonnes

Special safeguard provisions: use of the price-based special safeguard (Table MA:4)**Notifying Members**

1. Only Members with the right to use the special safeguard provisions in their schedules should notify the use of the price-based special safeguard.
2. Member A has no right to use the special safeguard indicated in its schedule hence is *not* required to notify under this format. This applies to all Members with the exception of those listed in paragraph 3. below.
3. It is assumed that Member B notifies the trigger prices for two of its products "up-front" (see Table MA:4A attached) and notifies on an ad hoc basis the use of the price-based special safeguard on another product (apples - see Table MA:4B attached) as from 15 May 1995. The following Members have the right to recourse to the special safeguard provisions on some products in their schedules hence their notification requirements are akin to those of Member B:

Australia	Iceland	Philippines
Barbados	Indonesia	Poland
Botswana	Israel	Romania
Canada	Japan	Slovak Republic
Colombia	Korea	South Africa
Costa Rica	Malaysia	Swaziland
Czech Republic	Mexico	Switzerland-Liechtenstein
Ecuador	Morocco	Thailand
El Salvador	Namibia	Tunisia
European Communities	New Zealand	United States
Guatemala	Nicaragua	Uruguay
Hungary	Norway	Venezuela

Notification frequency and format:

Member B may make an "up-front" notification of trigger prices under the price-based special safeguard. Where this is not done, Member B must make an ad hoc notification of the first use of the price-based special safeguard for each product.

Member B:

"A notification in the form of Table MA:4 should be submitted. Table MA:4 can be used either to provide an "up-front" notification of trigger prices or on a case-by-case basis for the first use of the price-based special safeguard for any particular product (to be notified to the extent possible in advance, but in any event within 10 days of the taking of such action unless an up-front notification of the relevant trigger price has been made)" (G/AG/2 page 5).

Table MA:4A

MARKET ACCESS: Member B***Notification under Article 5 of the Agreement: special safeguard: price-based*****A: "UP-FRONT" NOTIFICATION OF TRIGGER PRICES**

Where a Member provides an up-front notification of trigger prices the following format should be used:

Tariff item number	Description of product	Trigger price
		(as calculated in Annex 1)
0405.00.00	Butter	\$1250/tonne
0701.10.00	Seed potatoes	\$876/tonne

SPECIAL SAFEGUARD: PRICE-BASED: Annex 1 to Table MA:4

Information required for the calculation of the Trigger Price
(pursuant to Article 5 of the Agreement on Agriculture)

0405.00.00 Butter

Prices in the reference period:	1986:	1000
(\$ per tonne)	1987:	1300
	1988:	1450
	Average:	1250

Source of price information: c.i.f. import values (Department of Statistics)

0701.10.00 Seed potatoes

Prices in the reference period:	1986:	777
(\$ per tonne)	1987:	1000
	1988:	851
	Average:	876

Source of price information: c.i.f. import values (Department of Statistics)

Table MA:4B

MARKET ACCESS: name of Member*Notification under Article 5 of the Agreement: special safeguard: price-based*

B: AD HOC NOTIFICATION

Where no up-front notification of the trigger prices is made, the following format should be used on the first use of the price-based special safeguard for any product:

- (1) **Description of product:** Apples
- (2) **Tariff item number:** 0808.10.00
- (3) **Trigger price:** \$850/tonne
(as calculated in Annex 1)
- (4) **Date of application:** as from 15 May 1995
-

SPECIAL SAFEGUARD: PRICE-BASED: Annex 1 to Table MA:4

Information required for the calculation of the Trigger Price
(pursuant to Article 5 of the Agreement on Agriculture)

Prices in the reference period:	1986:	800
(\$ per tonne)	1987:	900
	1988:	850
	Average:	850

Source of price information: c.i.f. import values (Department of Statistics)

Special safeguard provisions: annual summary of special safeguard actions (Table MA:5)**Notifying Members**

1. Only Members with the right to use the special safeguard provisions in their schedules should notify the use of the special safeguard.
2. Member A has no right to use the special safeguard indicated in its schedule hence is *not* required to notify under this format. This applies to all Members with the exception of those listed in paragraph 3. below.
3. In this example, Member B's notification could take two distinct forms depending on whether action was taken during the year in question. If action was not taken, a simple statement to this effect would normally be notified (see Table MA:5A attached). On the other hand, the notification format would be used where safeguard action was taken for one or more products (see Table MA:5B attached). The following Members have the right to recourse to the special safeguard provisions on some products in their schedules hence their notification requirements are akin to those of Member B:

Australia	Iceland	Philippines
Barbados	Indonesia	Poland
Botswana	Israel	Romania
Canada	Japan	Slovak Republic
Colombia	Korea	South Africa
Costa Rica	Malaysia	Swaziland
Czech Republic	Mexico	Switzerland-Liechtenstein
Ecuador	Morocco	Thailand
El Salvador	Namibia	Tunisia
European Communities	New Zealand	United States
Guatemala	Nicaragua	Uruguay
Hungary	Norway	Venezuela

Notification frequency and format:

Member B must make an annual notification of the use of the special safeguard.

Member B:

"An annual notification in the form of Table MA:5 should be made indicating the use of the special safeguard provisions in any year. The notification should be submitted no later than 30 days following the year in question. Where the special safeguard provisions have not been invoked in any year, a statement to this effect should be made" (G/AG/2 page 5).

Table MA:5A

MARKET ACCESS: Member B (option 1)
REPORTING PERIOD: calendar year 1995

Annual summary of special safeguard actions taken

In accordance with the notification requirements (paragraph (iii), page 5 of document G/AG/2), Member B notifies that the special safeguard provisions were not invoked during 1995.

Table MA:5B

MARKET ACCESS: Member B (option 2)
REPORTING PERIOD: calendar year 1995

Annual summary of special safeguard actions taken

Tariff item number	Description of product	Whether volume-based action taken during period	Whether price-based action taken during period
1	2	3	4
0405.00.00	Butter	Action commenced 20 September 1995 and ceased on 31 December 1995	No action taken
0808.10.00	Apples	No action taken	Action commenced 15 May 1995; the price-based safeguard was invoked on 12 shipments
-	All other special safeguard products	No action taken	No action taken

Domestic support provisions: *No* Total Aggregate Measurement of Support reduction commitments (Table DS:1 and the relevant Supporting Tables)

Notifying Members

1. All Members must notify under the domestic support heading although in the case of the least-developed country Members, the notification is not annual, but every second year. This section concentrates on Member A, the Member with *no* specific Total AMS reduction commitment shown in its schedule.

2. Member A has no specific Aggregate Measurement of Support (AMS) commitment indicated in Section I of Part IV of its schedule. It is assumed that the "AGST" document referred to in the schedule indicated that only exempt (from reduction) measures were in place in the base period under the "green box" (Annex 2 of the Agreement on Agriculture) and developmental programmes (Article 6:2 of the Agreement) and this remains the case in 1995. Under these assumptions, Member A must notify those exempt measures under Supporting Tables DS:1 and DS:2 (see attached)¹.

This applies to all Members *except* those listed below.

Australia	Iceland	Poland
Brazil	Israel	Slovak Republic
Canada	Japan	Slovenia
Colombia	Korea	South Africa
Costa Rica	Mexico	Switzerland-Liechtenstein
Cyprus	Morocco	Thailand
Czech Republic	New Zealand	Tunisia
European Communities	Norway	United States
Hungary	Papua New Guinea	Venezuela

3. For Member B, see page 25.

Notification frequency and format:

All Members must notify under the domestic support heading although in the case of the least-developed country Members, the notification is not annual, but every second year.

Member A:

"For those Members with no base or annual commitment levels shown in Section I of Part IV of their Schedule:

all Members with the exception of least-developed Members should submit an annual notification providing that the Committee may, at the request of a developing country Member, set aside this requirement other than in respect of Supporting Tables DS:1 to DS:3;

least-developed Members should submit Supporting Tables DS:1 to DS:3 every two years.

Where no support exists, a statement to this effect should be made" (G/AG/2 page 11).

Member B: See page 25.

¹ If Member A had other measures such as a non-exempt direct payment to producers, other Supporting Tables would have to be completed to show the provisions of the de minimis clause (Article 6:4 of the Agreement) are met - see, for example, the product "pineapples" in Member B's notification starting on page 25.

Table DS:1

DOMESTIC SUPPORT: Member A
REPORTING PERIOD: Calendar year 1995

Current total aggregate measurement of support

Total AMS commitment level for period in question (from Section I of Part IV of the Schedule)	Currency (from Section I of Part IV of the Schedule)	Current total AMS (from attached supporting tables)
1	2	3

In accordance with the notification requirements (paragraph (ii), page 11 of document G/AG/2), Member A notifies that domestic support to agricultural producers in 1995 was provided through the operations of the Department of Agriculture and other government departments. All such support is covered by the domestic support categories which are exempt from reduction commitments under the Agreement on Agriculture. The attached Supporting Tables DS:1 and DS:2 provide details of these exempt measures.

Supporting Table DS:1

DOMESTIC SUPPORT: Member A
REPORTING PERIOD: calendar year 1995

Measures exempt from the reduction commitment -- "Green Box"

Measure type	Name and description of measure with reference to criteria in Annex 2	Monetary value of measure in year in question	Data sources
1	2	3	4
General services	Agricultural research: Provides research into technical issues reflecting agricultural productivity. The programmes are operated by the relevant Department and do not involve direct payments to producers.	Part of the normal budget of the Department of Agriculture which totals \$134 million	"Estimates and expenditures", Department of Agriculture
General services	Quarantine and veterinary services: Provision of veterinary expertise and quarantine services at both the border and on-farm in the form of an eradication programme for diseased animals.	" "	" "
General services	Co-operative marketing programme: Provision of marketing facilities through co-operatives to provide for the accumulation of commercial quantities of goods.	" "	" "
Payments for relief from natural disasters	Disaster relief: Payments to farmers (direct or in kind) to assistance in repairing damage from flooding and wind in Y province. The disaster was formally recognised by the government on 13 April 1995. The payments do not fully compensate for the damage.	\$55 million	"Annual statements", Department of the Economy

Supporting Table DS:2

DOMESTIC SUPPORT: Member A
REPORTING PERIOD: calendar year 1995

Measures exempt from the reduction commitment - Special and Differential Treatment - "Development Programmes"

Measure type	Name and description of measure with reference to criteria in Article 6:2	Monetary value of measure in year in question	Data sources
1	2	3	4
Investment subsidy generally available to agriculture	Agricultural credit and loan scheme: Finance is available to all farmers in order to allow them the resources necessary in order to increase productivity.	\$ 6.8 million	"Estimates and expenditures", Department of Agriculture
Input subsidy generally available to low-income or resource poor producers	Fertiliser subsidy: The fertiliser subsidy is generally available to low-income or resource poor producers through state agencies.	\$ 2.3 million	" "

Domestic support provisions: Total Aggregate Measurement of Support reduction commitments (Table DS:1 and the relevant Supporting Tables)

Notifying Members

1. All Members must notify under the domestic support heading although in the case of the least-developed country Members, the notification is not annual, but every second year. This section concentrates on Member B, the Member with a specific Total AMS reduction commitment shown in its schedule.
2. For Member A, see page 21.
3. It is assumed Member B has exempt measures under all three categories: the "green box" (Annex 2 of the Agreement on Agriculture), developmental programmes (Article 6:2 of the Agreement) and the "blue box" category of direct payments under production-limiting programmes (Article 6:5 of the Agreement). Member B also has a Total AMS reduction commitment. All Supporting Tables must, therefore, be completed to show the calculation of the Total AMS (see attached tables). The following Members have specific domestic reduction commitments in their schedules hence their notification obligations are akin to Member B:

Australia	Iceland	Poland
Brazil	Israel	Slovak Republic
Canada	Japan	Slovenia
Colombia	Korea	South Africa
Costa Rica	Mexico	Switzerland-Liechtenstein
Cyprus	Morocco	Thailand
Czech Republic	New Zealand	Tunisia
European Communities	Norway	United States
Hungary	Papua New Guinea	Venezuela

Notification frequency and format:

All Members must notify under the domestic support heading.

Member A: See page 21.

Member B:

"For all Members with base and annual commitment levels shown in Section I of Part IV of their Schedule, a notification should be made no later than 90 days following the end of the calendar (or, marketing, fiscal, etc.) year in question. Where the notification submitted within the 90 day period is provisional, the final notification should be submitted no later than 120 days following the end of the year. A summary table (Table DS:1) and supporting tables (Supporting Tables DS:1 to DS:9) as attached should be submitted" (G/AG/2 page 11).

Table DS:1

DOMESTIC SUPPORT: Member B
REPORTING PERIOD: Calendar year 1995

Current total aggregate measurement of support

Total AMS commitment level for period in question (from Section I of Part IV of the Schedule)	Currency (from Section I of Part IV of the Schedule)	Current total AMS (from attached supporting tables)
1	2	3
250	\$ million	150

Supporting Table DS:1

DOMESTIC SUPPORT: Member B
REPORTING PERIOD: calendar year 1995

Measures exempt from the reduction commitment -- "Green Box"

Measure type	Name and description of measure with reference to criteria in Annex 2	Monetary value of measure in year in question	Data sources
1	2	3	4
General services	Agricultural research: Provides research into technical issues reflecting agricultural productivity. The programmes are operated by the relevant Department and do not involve direct payments to producers.	Part of the normal budget of the Department of Agriculture which totals \$134 million	"Estimates and expenditures", Department of Agriculture
General services	Quarantine and veterinary services: Provision of veterinary expertise and quarantine services at both the border and on-farm in the form of an eradication programme for diseased animals.	" "	" "
General services	Co-operative marketing programme: Provision of marketing facilities through co-operatives to provide for the accumulation of commercial quantities of goods.	" "	" "
Payments for relief from natural disasters	Disaster relief: Payments to farmers (direct or in kind) to assistance in repairing damage from flooding and wind in Y province. The disaster was formally recognised by the government on 13 April 1995. The payments do not fully compensate for the damage.	\$55 million	"Annual statements", Department of the Economy

Supporting Table DS:2

DOMESTIC SUPPORT: Member B
REPORTING PERIOD: calendar year 1995

Measures exempt from the reduction commitment - Special and Differential Treatment - "Development Programmes"

Measure type	Name and description of measure with reference to criteria in Article 6:2	Monetary value of measure in year in question	Data sources
1	2	3	4
Investment subsidy generally available to agriculture	Agricultural credit and loan scheme: Finance is available to all farmers in order to allow them the resources necessary in order to increase productivity.	\$ 6.8 million	"Estimates and expenditures", Department of Agriculture
Input subsidy generally available to low-income or resource poor producers	Fertiliser subsidy: The fertiliser subsidy is generally available to low-income or resource poor producers through state agencies.	\$ 2.3 million	" "

Supporting Table DS:3

DOMESTIC SUPPORT: Member B
REPORTING PERIOD: calendar year 1995

Measures exempt from the reduction commitment - Direct Payments under Production-Limiting Programmes - "Exempt Direct Payments"

Measure type	Name and description of measure with reference to criteria in Article 6:5	Monetary value of measure in year in question	Data sources
1	2	3	4
"payments based on fixed area and yields"	Set-aside: Payments made under the set-aside scheme require farmers to set-aside 8% of their arable area. For the purposes of this scheme, the relevant area is that shown to have been planted in 1993 (2.5 million hectares) and average yields for 1992-1994 are used (on average 3.8 t/ha).	\$ 6.6 million	"Estimates and expenditures", Department of Agriculture
"livestock payments made on a fixed number of head"	Stock retention: Payments are made on a maximum of 50 head of cattle or the number farmed in 1991 - whichever is the lesser. In order to be eligible to participate in the scheme, farmers must reduce total stock numbers by at least 10% from 1991 numbers.	\$ 2.5 million	" "

Supporting Table DS:4

DOMESTIC SUPPORT: Member B
REPORTING PERIOD: calendar year 1995

Calculation of the Current Total Aggregate Measurement of Support (\$ million)

Description of basic products (including non-product specific AMS)	Product-specific AMS (from Supporting Tables DS:5 to DS:7 below)	Product-specific equivalent measurements of support (from Supporting Table DS:8 below)	Current Total AMS (aggregate)
1	2	3	4
Milk	80		80
Wheat	20		20
Soybeans	25		25
Pineapples	0 (de minimis)		0
Tomatoes		5	5
Non-product-specific AMS			20
TOTAL (Current Total AMS)			150

Supporting Table DS.5

DOMESTIC SUPPORT: Member B
REPORTING PERIOD: calendar year 1995

Product-Specific Aggregate Measurements of Support: Market Price Support

Description of basic products	Calendar / marketing year beginning ...	Measure type(s)	Applied administered price	External reference price (generally from AGST/...)	Eligible production	Associated fees/levies	Total market price support	Data sources
1	2	3	4	5	6	7	8 ((4-5*6)-7)	9
Milk	calendar year	intervention purchasing (partially producer funded)	\$255/t	\$200/t	2,000,000 t	\$30 million	\$80 million	*
Wheat	calendar year	-					-	*
Soybeans	calendar year	supported purchases for government stockpile	\$450/t	\$300/t	166,666 t	-	\$25 million	*
Pineapples	calendar year	-					-	*

* "Annual production statistics", Department of Statistics (column 6) and "Estimates and expenditures", Department of Agriculture (other columns).

Supporting Table DS.6

DOMESTIC SUPPORT: Member B
REPORTING PERIOD: calendar year 1995

Product-Specific Aggregate Measurements of Support: Non-Exempt Direct Payments

Description of basic product	Calendar / marketing year beginning ...	Measure type(s)	Applied administered price	External reference price (generally from AGST/...)	Eligible production	Total price-related direct payments	Other non-exempt direct payments	Associated fees/levies	Total direct payments	Data sources
1	2	3	4	5	6	7 ((4-5)*6)	8	9	10 (7+ 8-9)	11
Milk	calendar year	-							-	*
Wheat	calendar year	deficiency payments	\$130/t	\$100/t	500,000t	\$15 million	-	-	\$15 million	*
Soybeans	calendar year	-							-	*
Pineapples	calendar year	lump-sum payment to pineapple producers					\$1 million	-	\$1 million	*

* "Annual production statistics", Department of Statistics (column 6) and "Estimates and expenditures", Department of Agriculture (other columns).

Supporting Table DS:7

DOMESTIC SUPPORT: Member B
REPORTING PERIOD: calendar year 1995

Product-Specific Aggregate Measurements of Support: Other Product-Specific Support and Total Product-Specific AMS

Description of basic product	Calendar / marketing year beginning ...	Measure type(s)	Other product-specific budgetary outlays	Other product specific support (include calculation details)	Associated fees/levies	Total other product-specific support	Market price support (Supporting Table DS:5)	Non-exempt direct payments (Supporting Table DS:6)	Total AMS	Data sources
1	2	3	4	5	6	7 (4+ 5-6)	8	9	10 (7+ 8+ 9)	11
Milk	calendar year	-					\$80 million	-	\$80 million	*
Wheat	calendar year	product specific transport subsidy	\$5 million	-	-	\$5 million	-	\$15 million	\$20 million	*
Soybeans	calendar year	-					\$25 million	-	\$25 million	*
Pineapples	calendar year	-					-	\$1 million	0 (1)	*

(1) The total value of pineapple production in 1995 was \$80 million (source of information is "Estimates and expenditures", Department of Agriculture). Under the provisions of Article 6:4 of the Agreement on Agriculture, this falls below the de minimis level thus need not be included in the calculation of the Current Total AMS.

* "Estimates and expenditures", Department of Agriculture.

Supporting Table DS.8

DOMESTIC SUPPORT: Member B
REPORTING PERIOD: calendar year 1995

Product-Specific Equivalent Measurements of Support

Description of basic products	Calendar / marketing year beginning ...	Measure type(s)	Applied administered price	Production eligible to receive the applied administered price	Market price support budgetary outlays	Equivalent measurement of support (include calculation details)	Non-exempt direct payments	Other product-specific support	Associated fees/levies	Total monetary value of equivalent commitment	Data sources
1	2	3	4	5	6	7	8	9	10	11 (7+ 8+ 9-10)	12
Tomatoes	calendar year	peak season disposal of surpluses	-	-	\$5 million	\$5 million	-	-	-	\$5 million	*

* "Estimates and expenditures", Department of Agriculture.

Supporting Table DS.9

DOMESTIC SUPPORT: Member B
REPORTING PERIOD: calendar year 1995

Non-Product-Specific AMS

Measure type(s)	Calendar / marketing year beginning ...	Non-product-specific budgetary outlays	Other non-product-specific support (include calculation details)	Associated fees/levies	Total non-product-specific support	Data sources
1	2	3	4	5	6 (3+ 4-5)	7
Interest rate subsidy for livestock producers	calendar year	-	\$8 million**	-	\$8 million	*
Fertiliser subsidy (specifically for large plantation owners)	calendar year	\$12 million	-	-	\$12 million	*
Total	calendar year				\$20 million	*

* "1995 Out-goings", Department of Finance and "Estimates and expenditures", Department of Agriculture

** Livestock producers pay a fixed interest rate of 8%. The subsidy is calculated as the average difference between this rate and the market rate for the average value of loans outstanding.

Domestic Support provisions: new or modified domestic support measures exempt from reduction (Table DS:2)

Notifying Members

1. All Members must notify under this heading on an ad hoc basis when introducing a new support measure, or making modifications to an existing measure, for which an exemption from domestic support reduction commitments is claimed. Exemptions from domestic support reduction commitments can fall under one or more of the following three categories: the "green box" (Annex 2 to the Agreement on Agriculture; "development programmes" of developing country Members (Article 6:2 of the Agreement); and direct payments under production-limiting programmes (Article 6:5 of the Agreement).
2. It is assumed that a new "green box" measure (Annex 2 of the Agreement on Agriculture) is introduced (see table attached).

Notification frequency and format:

All Members must notify under this heading on an ad hoc basis.

Member A and Member B:

"A notification ... should be submitted for each new or modified measure as far as practicable before such measures are adopted and in any event within 30 days of adoption" (G/AG/2 page 22).

Table DS:2

DOMESTIC SUPPORT: Member A / Member B***Notification under Article 18:3 of the Agreement: New or modified domestic support measures exempt from reduction***

(1) Full title of measure: Domestic food aid entitlement for low-income families.

(2) Domestic legislation reference: Law 1995/345 of 20 April 1995

(3) Detailed description of measure with reference to criteria, i.e. those in:

Annex 2: Green box: domestic food aid; Through a system of discount cards issued to families considered to be in a low-income category, the families can purchase food directly from a government agency at a sharply reduced price. The foods include dairy products, rice, cereal products and vegetable oils. Purchases of food necessary to operate the scheme are made by the government agency at the current market price (the government agency may also import the food as necessary given the domestic/external price relationships).

(4) Cost of measure: Estimate for 1996: \$30 million

(5) Date of entry into effect: 1 January 1996

(6) Period of application: unlimited

(7) Products to principally benefit (if any individual product(s)): no individual product

Export subsidies - *No* specific reduction commitments (Table ES:1 and the relevant Supporting Table)

Notifying Members

3. All Members must notify under the export subsidy heading annually. This section focuses on Member A, the Member without any specific reduction commitments in its schedule.

4. Member A has *no* specific export subsidy reduction commitment indicated in Section II of Part IV of its schedule. Under this assumption, Member A must either confirm that no export subsidies are in operation (Table ES:1 option 1 attached) or, if Member A is using export subsidies under the provisions of Article 9:4 of the Agreement on Agriculture (export subsidies that can be used by developing country Members), it should notify the incidence of such subsidies (Table ES:1 option 2 and Supporting Table ES:2 attached).

This applies to all Members *except* those listed below:

Australia	Iceland	Slovak Republic
Brazil	Indonesia	South Africa
Canada	Israel	Switzerland-Liechtenstein
Colombia	Mexico	Turkey
Cyprus	New Zealand	Uruguay
Czech Republic	Norway	United States
European Communities	Poland	Venezuela
Hungary	Romania	

5. For Member B see page 41.

Notification frequency and format:

All Members must notify under the export subsidy heading annually.

Member A:

"For those Members with no base or annual commitment levels shown in Section II of Part IV of their Schedule, an annual notification following the end of the year in question should be made no later than 30 days following the period in the form of a statement confirming that no export subsidies exist or, in the case of developing country Members using exempt export subsidies (Article 9:1(d) and (e)), in the form of Supporting Table ES:2" (G/AG/2 page 24).

Member B: See page 41.

Table ES:1

EXPORT SUBSIDIES: Member A
REPORTING PERIOD: calendar year 1995

Export Subsidies: Budgetary Outlay and Quantity Reduction Commitments

Description of products (from Section II of Part IV)	Calendar / marketing year beginning ... (from Section II of Part IV)	Subsidised exports		Food aid ¹ Quantity	Annual commitment levels	
		Outlays	Quantity		Outlays	Quantity (from Section II of Part IV)
1	2	3	4	5	6	7
Member A option 1						

In accordance with the notification requirements (paragraph (ii), page 24 of document G/AG/2), Member A notifies that it provided no export subsidies to agricultural products in 1995.

Member A option 2			
--------------------------	--	--	--

In accordance with the notification requirements (paragraph (ii), page 24 of document G/AG/2), Member A notifies that the only export subsidies provided to agricultural products in 1995 were those covered by Article 9:4 of the Agreement on Agriculture as set out in Supporting Table ES:2 attached.

¹ Members are to provide data on food aid to all destinations.

Supporting Table ES:2

EXPORT SUBSIDIES: Member A (option 2)
REPORTING PERIOD: calendar year 1995

Export Subsidies: Outlay and Quantity Reduction Commitments: Developing Country Members using Article 9:1(d) and/or (e) Export Subsidies

Description of products	Cost reduction measures	Internal transport subsidies	Total product specific export subsidies	Quantity of subsidized exports	Data source
1	2	3	4	5	6
Coarse grains	\$6 million (1)	-	\$6 million	12,560 t	"1995 Out-goings", Department of Finance
Bovine meat	-	\$10 million (2)	\$10 million	5,781 t	"

(1) Includes the provision of subsidies to assist in preparing the cereals for export and to ensure that quality standards are fully maintained.

(2) Subsidies on transport from out-lying islands to a central point for export.

Export subsidies - specific reduction commitments (Table ES:1 and the relevant Supporting Table)

Notifying Members

1. All Members must notify under the export subsidy heading annually. This section focuses on Member B, the Member *with* specific reduction commitments in its schedule.
2. For Member A see page 38.
3. It is assumed that Member B has specific export reduction commitments on two products (wheat and oranges) so it must notify annually under Tables ES:1 (and Supporting Table ES:1). The following Members have specific export subsidy reduction commitments in their schedules hence their notification requirements are akin to those of Member B:

Australia	Iceland	Slovak Republic
Brazil	Indonesia	South Africa
Canada	Israel	Switzerland-Liechtenstein
Colombia	Mexico	Turkey
Cyprus	New Zealand	Uruguay
Czech Republic	Norway	United States
European Communities	Poland	Venezuela
Hungary	Romania	

Notification frequency and format:

All Members must notify under the export subsidy heading annually.

Member A: See page 38.

Member B:

"For all Members with base and annual commitment levels shown in Section II of Part IV of their Schedule, an annual notification following the end of the calendar (or, marketing, fiscal, etc.) year in question should be made. A notification should be made no later than 60 days following end of the year in question. Where the notification submitted within the 60 day period is provisional, the final notification should be submitted no later than 120 days following the end of the year in question. The notification should take the form of Table ES:1 accompanied by Supporting Table ES:1. Where necessary, details of the use of downstream flexibility should be included in the notification" (G/AG/2 page 24).

Table ES:1
EXPORT SUBSIDIES: Member B
REPORTING PERIOD: calendar year 1995

Export Subsidies: Budgetary Outlay and Quantity Reduction Commitments

Description of products	Calendar / marketing year beginning ... (from Section II of Part IV)	Subsidised exports		Food aid ¹ Quantity	Outlays	Annual commitment levels	
		Outlays	Quantity			(from Section II of Part IV)	Quantity
1	2	3	4	5	6		7
Wheat	calendar year	\$5.6 million	114,000 t	12,000 t	\$ 7.2 million		114,000 t
Oranges	calendar year	\$0.98 million	13,000 t	-	\$1 million		17,000 t

¹ Members are to provide data on food aid to all destinations.

Supporting Table ES:1

EXPORT SUBSIDIES: Member B
REPORTING PERIOD: calendar year 1995

Export Subsidies: Outlay and Quantity Reduction Commitments

Description of products	Direct export subsidies	Sales of stocks	Producer financed subsidies	Cost reduction measures	Internal transport subsidies	Total product specific export subsidies	Quantity of subsidized exports	Data source
1	2	3	4	5	6	7	8	9
Wheat	\$ 5 million	\$0.3 million	-	-	\$0.3 million	\$ 5.6 million	114,000 t	"1995 Outgoings", Department of Finance
Oranges	-	-	-	\$0.98 million	-	\$0.98 million	13,000 t	" "

Export subsidy commitments - total exports (Table ES:2)**Notifying Members**

1. Only Members with specific export subsidy reduction commitments or Members which are "significant exporters" (see G/AG/2/Add.1) should notify total exports.
2. Member A has no specific export subsidy reduction commitments indicated in Section II of Part IV of its schedule nor is it a "significant exporter" hence is *not* required to notify under this format. This applies to all Members with the exception of those listed in paragraph 3. below.
3. It is assumed that Member B has specific export reduction commitments on two products (wheat and oranges) so it must notify annually under Table ES:2. In addition, it is assumed to be a significant exporter of coarse grains in the sense of the notification requirements (G/AG/2/Add.1) and thus must notify the total exports of this product in Table ES:2 along with those of wheat and oranges. The following Members have specific export subsidy reduction commitments in their schedules or are "significant exporters":

Argentina	Honduras	Poland
Australia	Hungary	Romania
Brazil	Iceland	Slovak Republic
Canada	Indonesia	South Africa
Chile	Israel	Switzerland-Liechtenstein
Colombia	Malaysia	Thailand
Costa Rica	Mexico	Turkey
Cuba	New Zealand	Uruguay
Cyprus	Norway	United States
Czech Republic	Pakistan	Venezuela
European Communities	Philippines	Zimbabwe

Notification frequency and format:

Only Members with specific export subsidy reduction commitments or Members which are "significant exporters" (see G/AG/2/Add.1) should notify total exports.

Member B:

"For all Members with base and annual commitment levels shown in Section II of Part IV of their Schedule plus all other Members which are significant exporters [see G/AG/2/Add.1]..., an annual notification of the total volume of exports of the product(s) concerned should be made. Notifications in respect of the first two years of implementation should be made no later than 120 days following the end of the calendar (or, marketing, fiscal, etc.) year in question. Where a notification with respect to any product or group of products is provisional a final notification shall be made no later than 180 days following the end of the year in question. In respect of the third and subsequent years of implementation notifications shall be made no later than 120 days following the end of the implementation year in question... Notifications should take the form of Table ES:2 and, in the case of Members with base and annual commitment levels shown in Section II of Part IV of their Schedule, the data on total exports shall be on a basis comparable to that provided in Table ES:1..." (G/AG/2 page 24).

Table ES:2

EXPORT SUBSIDIES: Member B
REPORTING PERIOD: calendar year 1995

Export Subsidies: Notification of Total Exports

Description of products	Calendar / marketing year beginning ...	Quantity of total exports
1	2	3
Wheat	calendar year	122,000 t (1)
Oranges	calendar year	13,000 t
Coarse grains	calendar year	631,750 t

(1) Exports took place without subsidisation due to the prevailing high international market prices.

Export subsidy commitments - total food aid (Table ES:3)

Notifying Members

1. Only Members which are food aid donors should notify total food aid.
2. It is assumed that Member A is not a food aid donor.
3. It is assumed that Member B provides wheat and skim milk powder as food aid hence must notify skim milk powder food aid under Table ES:3 (wheat food aid is notified under Table ES:1). See attached table.

Notification frequency and format:

Only Members which are food aid donors should notify total food aid.

Member B:

"For all food donor Members, a notification in the form of Table ES:3 showing the total volume of food aid should be provided (unless this information is required to be provided under [Table ES:1] above)... The notification should be made no later than 120 days following the end of the year in question." (G/AG/2 page 25).

Table ES.3

EXPORT SUBSIDIES: Member B
REPORTING PERIOD: calendar year 1995

Export Subsidies: Notification of the total volume of food aid

Description of products	Calendar / marketing year beginning ...	Quantity of food aid to all destinations
1	2	3
Skim milk powder	calendar year	1,564 t

Export prohibitions and restrictions (Table ER:1)

Notifying Members

1. All Members (except developing country Members which are not net exporters of the product concerned) must notify under this heading on an ad hoc basis when a new export prohibition or restriction is introduced (see Article 12 of the Agreement on Agriculture).
2. It is assumed that a new export restriction is introduced (see table attached).

Notification frequency and format:

All Members (except developing country Members which are not net exporters of the product concerned) must notify under this heading on an ad hoc basis.

Member A and Member B:

"A notification ... should be made as far as practicable in advance of the measure being taken" (G/AG/2 page 31).

Table ER:1 **EXPORT RESTRICTIONS: Member A and Member B***Notification under Article 12 of the Agreement: Export prohibitions and restrictions*

(1) Description of product: Sunflower seeds

(2) Tariff item number(s): 1206.00.00

(3) Nature of, and justification for, measure to be introduced:

Pursuant to Article XI, paragraph 2(a) of GATT 1994 and in accordance with Article 12, paragraph 1 of the Agreement on Agriculture, an export quota system is being introduced in order to prevent a critical shortage in the domestic market resulting from a drought-related poor harvest of sunflower seeds. The product is of vital importance in the domestic food processing industry.

Member A/B is prepared to enter into consultation, under Article 12, paragraph 1(b) of the Agreement on Agriculture, with any Member having a substantial interest as an importer.

(4) Duration of application of measure:

The measure will run from 28 August 1995 to 31 March 1996 at which time supplies from the new season's harvest should be entering the market.

Monitoring of the follow-up to the Decision on Measures concerning the Possible Negative Effects of the Reform Programme on Least-developed and Net Food-importing Developing Countries (Table NF:1, items (1) to (3))

Notifying Members

1. Only Members which are food aid donors or donors of technical and financial assistance should notify annually.
2. It is assumed that Member A is not a food or other aid donor.
3. It is assumed that Member B donates food aid (wheat and skim milk powder) to some of the Members covered by the Decision hence must notify under headings (1) and (2) of Table NF:1. In addition, as it provides technical and financial assistance to some Members it must also notify under heading (3). See attached table.

Notification frequency and format:

Only Members which are food or other aid donors should notify these elements annually.

Member B:

"A notification should be made by all donor Members at least annually with respect to items (1), (2) and (3) in Table NF:1. The notification should be made no later than 60 days following the relevant period" (G/AG/2 page 33).

**Table NF:1 NOTIFICATION UNDER ARTICLE 16:2 OF THE AGREEMENT:
MONITORING OF THE FOLLOW-UP TO THE DECISION ON
MEASURES CONCERNING THE POSSIBLE NEGATIVE EFFECTS OF
THE REFORM PROGRAMME ON LEAST-DEVELOPED AND NET
FOOD-IMPORTING DEVELOPING COUNTRIES: Member B**

REPORTING PERIOD: calendar year 1995

(1) Quantity of food aid provided to least-developed and net food-importing developing countries:

Product	Quantity of food aid to least-developed country Members	Quantity of food aid to net food-importing developing country Members (G/AG/5)
Wheat	6,000 t	2,000 t
Skim milk powder	1,500 t	64 t

(2) Indication of the proportion in fully grant form or appropriate concessional terms:

All the wheat listed under (1), above, was provided in fully grant form. 80% of the skim milk powder provided as food aid was in grant form.

(3) Technical and financial assistance under paragraph 3(iii) of the Decision:

The goal of the provision of technical and financial assistance by Member B is to assist in the improvement of agricultural productivity and the infrastructure in least-developed and net food-importing developing countries.

In total, financial assistance amounting to, or valued at, \$13 million was provided to beneficiaries of the Decision. Of this total amount, \$ 6 million was provided directly to least-developed country Members (country X: \$...; country Y: \$...) and \$ 1 million to net food-importing developing country Members (country Z: \$...; ...). Another \$ 5 million was provided to international or regional development agencies for their programmes (World Food Programme: \$...; Asian Development Bank: \$...).

In addition, technical assistance in the form of agricultural specialists seconded to countries X, Y and Z played an important role in the foreign aid programme of Member B. All costs of the secondment, including the provision of equipment in the recipient countries, was borne by Member B.

Monitoring of the follow-up to the Decision on Measures concerning the Possible Negative Effects of the Reform Programme on Least-developed and Net Food-importing Developing Countries (Table NF:1, item (4))

Notifying Members

1. Any Member may notify relevant information on an ad hoc basis.
2. It is assumed that Member B wishes to provide information relevant to the implementation of the Decision (see table attached).

Notification frequency and format:

Any Member may notify on an ad hoc basis.

Table NF:1 **NOTIFICATION UNDER ARTICLE 16:2 OF THE AGREEMENT:
MONITORING OF THE FOLLOW-UP TO THE DECISION ON
MEASURES CONCERNING THE POSSIBLE NEGATIVE EFFECTS OF
THE REFORM PROGRAMME ON LEAST-DEVELOPED AND NET
FOOD-IMPORTING DEVELOPING COUNTRIES: Member B**

REPORTING PERIOD: calendar year 1995

(4) Other relevant information with respect to actions taken within the framework of the Decision:

Member B provides scholarships to students of least-developed countries to provide them with skills which can be used to increase agricultural productivity in their home countries. It is estimated that these scholarships affected some x students at a cost of around \$ X.

The Embassies of Member B provide market and trade information especially for potential exporters of agricultural products from least-developed and net food-importing developing countries.

...

AG-V

AGREEMENT ON AGRICULTURE

TEXT OF THE AGREEMENT

AGREEMENT ON AGRICULTURE

Members,

Having decided to establish a basis for initiating a process of reform of trade in agriculture in line with the objectives of the negotiations as set out in the Punta del Este Declaration;

Recalling that their long-term objective as agreed at the Mid-Term Review of the Uruguay Round "is to establish a fair and market-oriented agricultural trading system and that a reform process should be initiated through the negotiation of commitments on support and protection and through the establishment of strengthened and more operationally effective GATT rules and disciplines";

Recalling further that "the above-mentioned long-term objective is to provide for substantial progressive reductions in agricultural support and protection sustained over an agreed period of time, resulting in correcting and preventing restrictions and distortions in world agricultural markets";

Committed to achieving specific binding commitments in each of the following areas: market access; domestic support; export competition; and to reaching an agreement on sanitary and phytosanitary issues;

Having agreed that in implementing their commitments on market access, developed country Members would take fully into account the particular needs and conditions of developing country Members by providing for a greater improvement of opportunities and terms of access for agricultural products of particular interest to these Members, including the fullest liberalization of trade in tropical agricultural products as agreed at the Mid-Term Review, and for products of particular importance to the diversification of production from the growing of illicit narcotic crops;

Noting that commitments under the reform programme should be made in an equitable way among all Members, having regard to non-trade concerns, including food security and the need to protect the environment; having regard to the agreement that special and differential treatment for developing countries is an integral element of the negotiations, and taking into account the possible negative effects of the implementation of the reform programme on least-developed and net food-importing developing countries;

Hereby *agree* as follows:

Part I

Article 1

Definition of Terms

In this Agreement, unless the context otherwise requires:

- (a) "Aggregate Measurement of Support" and "AMS" mean the annual level of support, expressed in monetary terms, provided for an agricultural product in favour of the producers of the basic agricultural product or non-product-specific support provided in favour of agricultural producers in general, other than support provided under programmes that qualify as exempt from reduction under Annex 2 to this Agreement, which is:
 - (i) with respect to support provided during the base period, specified in the relevant tables of supporting material incorporated by reference in Part IV of a Member's Schedule; and
 - (ii) with respect to support provided during any year of the implementation period and thereafter, calculated in accordance with the provisions of Annex 3 of this

Agreement and taking into account the constituent data and methodology used in the tables of supporting material incorporated by reference in Part IV of the Member's Schedule;

- (b) "basic agricultural product" in relation to domestic support commitments is defined as the product as close as practicable to the point of first sale as specified in a Member's Schedule and in the related supporting material;
- (c) "budgetary outlays" or "outlays" includes revenue foregone;
- (d) "Equivalent Measurement of Support" means the annual level of support, expressed in monetary terms, provided to producers of a basic agricultural product through the application of one or more measures, the calculation of which in accordance with the AMS methodology is impracticable, other than support provided under programmes that qualify as exempt from reduction under Annex 2 to this Agreement, and which is:
 - (i) with respect to support provided during the base period, specified in the relevant tables of supporting material incorporated by reference in Part IV of a Member's Schedule; and
 - (ii) with respect to support provided during any year of the implementation period and thereafter, calculated in accordance with the provisions of Annex 4 of this Agreement and taking into account the constituent data and methodology used in the tables of supporting material incorporated by reference in Part IV of the Member's Schedule;
- (e) "export subsidies" refers to subsidies contingent upon export performance, including the export subsidies listed in Article 9 of this Agreement;
- (f) "implementation period" means the six-year period commencing in the year 1995, except that, for the purposes of Article 13, it means the nine-year period commencing in 1995;
- (g) "market access concessions" includes all market access commitments undertaken pursuant to this Agreement;
- (h) "Total Aggregate Measurement of Support" and "Total AMS" mean the sum of all domestic support provided in favour of agricultural producers, calculated as the sum of all aggregate measurements of support for basic agricultural products, all non-product-specific aggregate measurements of support and all equivalent measurements of support for agricultural products, and which is:
 - (i) with respect to support provided during the base period (i.e. the "Base Total AMS") and the maximum support permitted to be provided during any year of the implementation period or thereafter (i.e. the "Annual and Final Bound Commitment Levels"), as specified in Part IV of a Member's Schedule; and
 - (ii) with respect to the level of support actually provided during any year of the implementation period and thereafter (i.e. the "Current Total AMS"), calculated in accordance with the provisions of this Agreement, including Article 6, and with the constituent data and methodology used in the tables of supporting material incorporated by reference in Part IV of the Member's Schedule;
- (i) "year" in paragraph (f) above and in relation to the specific commitments of a Member refers to the calendar, financial or marketing year specified in the Schedule relating to that Member.

Article 2

Product Coverage

This Agreement applies to the products listed in Annex 1 to this Agreement, hereinafter referred to as agricultural products.

Part II

Article 3

Incorporation of Concessions and Commitments

1. The domestic support and export subsidy commitments in Part IV of each Member's Schedule constitute commitments limiting subsidization and are hereby made an integral part of GATT 1994.
2. Subject to the provisions of Article 6, a Member shall not provide support in favour of domestic producers in excess of the commitment levels specified in Section I of Part IV of its Schedule.
3. Subject to the provisions of paragraphs 2(b) and 4 of Article 9, a Member shall not provide export subsidies listed in paragraph 1 of Article 9 in respect of the agricultural products or groups of products specified in Section II of Part IV of its Schedule in excess of the budgetary outlay and quantity commitment levels specified therein and shall not provide such subsidies in respect of any agricultural product not specified in that Section of its Schedule.

Part III

Article 4

Market Access

1. Market access concessions contained in Schedules relate to bindings and reductions of tariffs, and to other market access commitments as specified therein.
2. Members shall not maintain, resort to, or revert to any measures of the kind which have been required to be converted into ordinary customs duties¹, except as otherwise provided for in Article 5 and Annex 5.

Article 5

Special Safeguard Provisions

1. Notwithstanding the provisions of paragraph 1(b) of Article II of GATT 1994, any Member may take recourse to the provisions of paragraphs 4 and 5 below in connection with the importation of an agricultural product, in respect of which measures referred to in paragraph 2 of Article 4 of this Agreement have been converted into an ordinary customs duty and which is designated in its Schedule with the symbol "SSG" as being the subject of a concession in respect of which the provisions of this Article may be invoked, if:

¹These measures include quantitative import restrictions, variable import levies, minimum import prices, discretionary import licensing, non-tariff measures maintained through state-trading enterprises, voluntary export restraints, and similar border measures other than ordinary customs duties, whether or not the measures are maintained under country-specific derogations from the provisions of GATT 1947, but not measures maintained under balance-of-payments provisions or under other general, non-agriculture-specific provisions of GATT 1994 or of the other Multilateral Trade Agreements in Annex 1A to the WTO Agreement.

- (a) the volume of imports of that product entering the customs territory of the Member granting the concession during any year exceeds a trigger level which relates to the existing market access opportunity as set out in paragraph 4; or, but not concurrently:
- (b) the price at which imports of that product may enter the customs territory of the Member granting the concession, as determined on the basis of the c.i.f. import price of the shipment concerned expressed in terms of its domestic currency, falls below a trigger price equal to the average 1986 to 1988 reference price² for the product concerned.

2. Imports under current and minimum access commitments established as part of a concession referred to in paragraph 1 above shall be counted for the purpose of determining the volume of imports required for invoking the provisions of subparagraph 1(a) and paragraph 4, but imports under such commitments shall not be affected by any additional duty imposed under either subparagraph 1(a) and paragraph 4 or subparagraph 1(b) and paragraph 5 below.

3. Any supplies of the product in question which were *en route* on the basis of a contract settled before the additional duty is imposed under subparagraph 1(a) and paragraph 4 shall be exempted from any such additional duty, provided that they may be counted in the volume of imports of the product in question during the following year for the purposes of triggering the provisions of subparagraph 1(a) in that year.

4. Any additional duty imposed under subparagraph 1(a) shall only be maintained until the end of the year in which it has been imposed, and may only be levied at a level which shall not exceed one third of the level of the ordinary customs duty in effect in the year in which the action is taken. The trigger level shall be set according to the following schedule based on market access opportunities defined as imports as a percentage of the corresponding domestic consumption³ during the three preceding years for which data are available:

- (a) where such market access opportunities for a product are less than or equal to 10 per cent, the base trigger level shall equal 125 per cent;
- (b) where such market access opportunities for a product are greater than 10 per cent but less than or equal to 30 per cent, the base trigger level shall equal 110 per cent;
- (c) where such market access opportunities for a product are greater than 30 per cent, the base trigger level shall equal 105 per cent.

In all cases the additional duty may be imposed in any year where the absolute volume of imports of the product concerned entering the customs territory of the Member granting the concession exceeds the sum of (x) the base trigger level set out above multiplied by the average quantity of imports during the three preceding years for which data are available and (y) the absolute volume change in domestic consumption of the product concerned in the most recent year for which data are available compared to the preceding year, provided that the trigger level shall not be less than 105 per cent of the average quantity of imports in (x) above.

5. The additional duty imposed under subparagraph 1(b) shall be set according to the following schedule:

- (a) if the difference between the c.i.f. import price of the shipment expressed in terms of the domestic currency (hereinafter referred to as the "import price") and the trigger

²The reference price used to invoke the provisions of this subparagraph shall, in general, be the average c.i.f. unit value of the product concerned, or otherwise shall be an appropriate price in terms of the quality of the product and its stage of processing. It shall, following its initial use, be publicly specified and available to the extent necessary to allow other Members to assess the additional duty that may be levied.

³Where domestic consumption is not taken into account, the base trigger level under subparagraph 4(a) shall apply.

price as defined under that subparagraph is less than or equal to 10 per cent of the trigger price, no additional duty shall be imposed;

- (b) if the difference between the import price and the trigger price (hereinafter referred to as the "difference") is greater than 10 per cent but less than or equal to 40 per cent of the trigger price, the additional duty shall equal 30 per cent of the amount by which the difference exceeds 10 per cent;
- (c) if the difference is greater than 40 per cent but less than or equal to 60 per cent of the trigger price, the additional duty shall equal 50 per cent of the amount by which the difference exceeds 40 per cent, plus the additional duty allowed under (b);
- (d) if the difference is greater than 60 per cent but less than or equal to 75 per cent, the additional duty shall equal 70 per cent of the amount by which the difference exceeds 60 per cent of the trigger price, plus the additional duties allowed under (b) and (c);
- (e) if the difference is greater than 75 per cent of the trigger price, the additional duty shall equal 90 per cent of the amount by which the difference exceeds 75 per cent, plus the additional duties allowed under (b), (c) and (d).

6. For perishable and seasonal products, the conditions set out above shall be applied in such a manner as to take account of the specific characteristics of such products. In particular, shorter time periods under subparagraph 1(a) and paragraph 4 may be used in reference to the corresponding periods in the base period and different reference prices for different periods may be used under subparagraph 1(b).

7. The operation of the special safeguard shall be carried out in a transparent manner. Any Member taking action under subparagraph 1(a) above shall give notice in writing, including relevant data, to the Committee on Agriculture as far in advance as may be practicable and in any event within 10 days of the implementation of such action. In cases where changes in consumption volumes must be allocated to individual tariff lines subject to action under paragraph 4, relevant data shall include the information and methods used to allocate these changes. A Member taking action under paragraph 4 shall afford any interested Members the opportunity to consult with it in respect of the conditions of application of such action. Any Member taking action under subparagraph 1(b) above shall give notice in writing, including relevant data, to the Committee on Agriculture within 10 days of the implementation of the first such action or, for perishable and seasonal products, the first action in any period. Members undertake, as far as practicable, not to take recourse to the provisions of subparagraph 1(b) where the volume of imports of the products concerned are declining. In either case a Member taking such action shall afford any interested Members the opportunity to consult with it in respect of the conditions of application of such action.

8. Where measures are taken in conformity with paragraphs 1 through 7 above, Members undertake not to have recourse, in respect of such measures, to the provisions of paragraphs 1(a) and 3 of Article XIX of GATT 1994 or paragraph 2 of Article 8 of the Agreement on Safeguards.

9. The provisions of this Article shall remain in force for the duration of the reform process as determined under Article 20.

Part IV

Article 6

Domestic Support Commitments

1. The domestic support reduction commitments of each Member contained in Part IV of its Schedule shall apply to all of its domestic support measures in favour of agricultural producers with the exception of domestic measures which are not subject to reduction in terms of the criteria set out in this Article and in Annex 2 to this Agreement. The commitments are expressed in terms of Total Aggregate Measurement of Support and "Annual and Final Bound Commitment Levels".

2. In accordance with the Mid-Term Review Agreement that government measures of assistance, whether direct or indirect, to encourage agricultural and rural development are an integral part of the development programmes of developing countries, investment subsidies which are generally available to agriculture in developing country Members and agricultural input subsidies generally available to low-income or resource-poor producers in developing country Members shall be exempt from domestic support reduction commitments that would otherwise be applicable to such measures, as shall domestic support to producers in developing country Members to encourage diversification from growing illicit narcotic crops. Domestic support meeting the criteria of this paragraph shall not be required to be included in a Member's calculation of its Current Total AMS.
3. A Member shall be considered to be in compliance with its domestic support reduction commitments in any year in which its domestic support in favour of agricultural producers expressed in terms of Current Total AMS does not exceed the corresponding annual or final bound commitment level specified in Part IV of the Member's Schedule.
4. (a) A Member shall not be required to include in the calculation of its Current Total AMS and shall not be required to reduce:
 - (i) product-specific domestic support which would otherwise be required to be included in a Member's calculation of its Current AMS where such support does not exceed 5 per cent of that Member's total value of production of a basic agricultural product during the relevant year; and
 - (ii) non-product-specific domestic support which would otherwise be required to be included in a Member's calculation of its Current AMS where such support does not exceed 5 per cent of the value of that Member's total agricultural production.
- (b) For developing country Members, the *de minimis* percentage under this paragraph shall be 10 per cent.
5. (a) Direct payments under production-limiting programmes shall not be subject to the commitment to reduce domestic support if:
 - (i) such payments are based on fixed area and yields; or
 - (ii) such payments are made on 85 per cent or less of the base level of production; or
 - (iii) livestock payments are made on a fixed number of head.
- (b) The exemption from the reduction commitment for direct payments meeting the above criteria shall be reflected by the exclusion of the value of those direct payments in a Member's calculation of its Current Total AMS.

Article 7

General Disciplines on Domestic Support

1. Each Member shall ensure that any domestic support measures in favour of agricultural producers which are not subject to reduction commitments because they qualify under the criteria set out in Annex 2 to this Agreement are maintained in conformity therewith.
2. (a) Any domestic support measure in favour of agricultural producers, including any modification to such measure, and any measure that is subsequently introduced that cannot be shown to satisfy the criteria in Annex 2 to this Agreement or to be exempt from reduction by reason of any other provision of this Agreement shall be included in the Member's calculation of its Current Total AMS.

- (b) Where no Total AMS commitment exists in Part IV of a Member's Schedule, the Member shall not provide support to agricultural producers in excess of the relevant *de minimis* level set out in paragraph 4 of Article 6.

Part V

Article 8

Export Competition Commitments

Each Member undertakes not to provide export subsidies otherwise than in conformity with this Agreement and with the commitments as specified in that Member's Schedule.

Article 9

Export Subsidy Commitments

1. The following export subsidies are subject to reduction commitments under this Agreement:
 - (a) the provision by governments or their agencies of direct subsidies, including payments-in-kind, to a firm, to an industry, to producers of an agricultural product, to a cooperative or other association of such producers, or to a marketing board, contingent on export performance;
 - (b) the sale or disposal for export by governments or their agencies of non-commercial stocks of agricultural products at a price lower than the comparable price charged for the like product to buyers in the domestic market;
 - (c) payments on the export of an agricultural product that are financed by virtue of governmental action, whether or not a charge on the public account is involved, including payments that are financed from the proceeds of a levy imposed on the agricultural product concerned or on an agricultural product from which the exported product is derived;
 - (d) the provision of subsidies to reduce the costs of marketing exports of agricultural products (other than widely available export promotion and advisory services) including handling, upgrading and other processing costs, and the costs of international transport and freight;
 - (e) internal transport and freight charges on export shipments, provided or mandated by governments, on terms more favourable than for domestic shipments;
 - (f) subsidies on agricultural products contingent on their incorporation in exported products.
2.
 - (a) Except as provided in subparagraph (b), the export subsidy commitment levels for each year of the implementation period, as specified in a Member's Schedule, represent with respect to the export subsidies listed in paragraph 1 of this Article:
 - (i) in the case of budgetary outlay reduction commitments, the maximum level of expenditure for such subsidies that may be allocated or incurred in that year in respect of the agricultural product, or group of products, concerned; and
 - (ii) in the case of export quantity reduction commitments, the maximum quantity of an agricultural product, or group of products, in respect of which such export subsidies may be granted in that year.
 - (b) In any of the second through fifth years of the implementation period, a Member may provide export subsidies listed in paragraph 1 above in a given year in excess of the

corresponding annual commitment levels in respect of the products or groups of products specified in Part IV of the Member's Schedule, provided that:

- (i) the cumulative amounts of budgetary outlays for such subsidies, from the beginning of the implementation period through the year in question, does not exceed the cumulative amounts that would have resulted from full compliance with the relevant annual outlay commitment levels specified in the Member's Schedule by more than 3 per cent of the base period level of such budgetary outlays;
- (ii) the cumulative quantities exported with the benefit of such export subsidies, from the beginning of the implementation period through the year in question, does not exceed the cumulative quantities that would have resulted from full compliance with the relevant annual quantity commitment levels specified in the Member's Schedule by more than 1.75 per cent of the base period quantities;
- (iii) the total cumulative amounts of budgetary outlays for such export subsidies and the quantities benefiting from such export subsidies over the entire implementation period are no greater than the totals that would have resulted from full compliance with the relevant annual commitment levels specified in the Member's Schedule; and
- (iv) the Member's budgetary outlays for export subsidies and the quantities benefiting from such subsidies, at the conclusion of the implementation period, are no greater than 64 per cent and 79 per cent of the 1986-1990 base period levels, respectively. For developing country Members these percentages shall be 76 and 86 per cent, respectively.

3. Commitments relating to limitations on the extension of the scope of export subsidization are as specified in Schedules.

4. During the implementation period, developing country Members shall not be required to undertake commitments in respect of the export subsidies listed in subparagraphs (d) and (e) of paragraph 1 above, provided that these are not applied in a manner that would circumvent reduction commitments.

Article 10

Prevention of Circumvention of Export Subsidy Commitments

1. Export subsidies not listed in paragraph 1 of Article 9 shall not be applied in a manner which results in, or which threatens to lead to, circumvention of export subsidy commitments; nor shall non-commercial transactions be used to circumvent such commitments.

2. Members undertake to work toward the development of internationally agreed disciplines to govern the provision of export credits, export credit guarantees or insurance programmes and, after agreement on such disciplines, to provide export credits, export credit guarantees or insurance programmes only in conformity therewith.

3. Any Member which claims that any quantity exported in excess of a reduction commitment level is not subsidized must establish that no export subsidy, whether listed in Article 9 or not, has been granted in respect of the quantity of exports in question.

4. Members donors of international food aid shall ensure:

- (a) that the provision of international food aid is not tied directly or indirectly to commercial exports of agricultural products to recipient countries;
- (b) that international food aid transactions, including bilateral food aid which is monetized, shall be carried out in accordance with the FAO "Principles of Surplus Disposal and

Consultative Obligations", including, where appropriate, the system of Usual Marketing Requirements (UMRs); and

- (c) that such aid shall be provided to the extent possible in fully grant form or on terms no less concessional than those provided for in Article IV of the Food Aid Convention 1986.

Article 11

Incorporated Products

In no case may the per-unit subsidy paid on an incorporated agricultural primary product exceed the per-unit export subsidy that would be payable on exports of the primary product as such.

Part VI

Article 12

Disciplines on Export Prohibitions and Restrictions

1. Where any Member institutes any new export prohibition or restriction on foodstuffs in accordance with paragraph 2(a) of Article XI of GATT 1994, the Member shall observe the following provisions:

- (a) the Member instituting the export prohibition or restriction shall give due consideration to the effects of such prohibition or restriction on importing Members' food security;
- (b) before any Member institutes an export prohibition or restriction, it shall give notice in writing, as far in advance as practicable, to the Committee on Agriculture comprising such information as the nature and the duration of such measure, and shall consult, upon request, with any other Member having a substantial interest as an importer with respect to any matter related to the measure in question. The Member instituting such export prohibition or restriction shall provide, upon request, such a Member with necessary information.

2. The provisions of this Article shall not apply to any developing country Member, unless the measure is taken by a developing country Member which is a net-food exporter of the specific foodstuff concerned.

Part VII

Article 13

Due Restraint

During the implementation period, notwithstanding the provisions of GATT 1994 and the Agreement on Subsidies and Countervailing Measures (referred to in this Article as the "Subsidies Agreement"):

- (a) domestic support measures that conform fully to the provisions of Annex 2 to this Agreement shall be:
 - (i) non-actionable subsidies for purposes of countervailing duties⁴;

⁴"Countervailing duties" where referred to in this Article are those covered by Article VI of GATT 1994 and Part V of the Agreement on Subsidies and Countervailing Measures.

- (ii) exempt from actions based on Article XVI of GATT 1994 and Part III of the Subsidies Agreement; and
 - (iii) exempt from actions based on non-violation nullification or impairment of the benefits of tariff concessions accruing to another Member under Article II of GATT 1994, in the sense of paragraph 1(b) of Article XXIII of GATT 1994;
- (b) domestic support measures that conform fully to the provisions of Article 6 of this Agreement including direct payments that conform to the requirements of paragraph 5 thereof, as reflected in each Member's Schedule, as well as domestic support within *de minimis* levels and in conformity with paragraph 2 of Article 6, shall be:
 - (i) exempt from the imposition of countervailing duties unless a determination of injury or threat thereof is made in accordance with Article VI of GATT 1994 and Part V of the Subsidies Agreement, and due restraint shall be shown in initiating any countervailing duty investigations;
 - (ii) exempt from actions based on paragraph 1 of Article XVI of GATT 1994 or Articles 5 and 6 of the Subsidies Agreement, provided that such measures do not grant support to a specific commodity in excess of that decided during the 1992 marketing year; and
 - (iii) exempt from actions based on non-violation nullification or impairment of the benefits of tariff concessions accruing to another Member under Article II of GATT 1994, in the sense of paragraph 1(b) of Article XXIII of GATT 1994, provided that such measures do not grant support to a specific commodity in excess of that decided during the 1992 marketing year;
- (c) export subsidies that conform fully to the provisions of Part V of this Agreement, as reflected in each Member's Schedule, shall be:
 - (i) subject to countervailing duties only upon a determination of injury or threat thereof based on volume, effect on prices, or consequent impact in accordance with Article VI of GATT 1994 and Part V of the Subsidies Agreement, and due restraint shall be shown in initiating any countervailing duty investigations; and
 - (ii) exempt from actions based on Article XVI of GATT 1994 or Articles 3, 5 and 6 of the Subsidies Agreement.

Part VIII

Article 14

Sanitary and Phytosanitary Measures

Members agree to give effect to the Agreement on the Application of Sanitary and Phytosanitary Measures.

Part IX

Article 15

Special and Differential Treatment

1. In keeping with the recognition that differential and more favourable treatment for developing country Members is an integral part of the negotiation, special and differential treatment in respect of commitments shall be provided as set out in the relevant provisions of this Agreement and embodied in the Schedules of concessions and commitments.
2. Developing country Members shall have the flexibility to implement reduction commitments over a period of up to 10 years. Least-developed country Members shall not be required to undertake reduction commitments.

Part X

Article 16

Least-Developed and Net Food-Importing Developing Countries

1. Developed country Members shall take such action as is provided for within the framework of the Decision on Measures Concerning the Possible Negative Effects of the Reform Programme on Least-Developed and Net Food-Importing Developing Countries.
2. The Committee on Agriculture shall monitor, as appropriate, the follow-up to this Decision.

Part XI

Article 17

Committee on Agriculture

A Committee on Agriculture is hereby established.

Article 18

Review of the Implementation of Commitments

1. Progress in the implementation of commitments negotiated under the Uruguay Round reform programme shall be reviewed by the Committee on Agriculture.
2. The review process shall be undertaken on the basis of notifications submitted by Members in relation to such matters and at such intervals as shall be determined, as well as on the basis of such documentation as the Secretariat may be requested to prepare in order to facilitate the review process.
3. In addition to the notifications to be submitted under paragraph 2, any new domestic support measure, or modification of an existing measure, for which exemption from reduction is claimed shall be notified promptly. This notification shall contain details of the new or modified measure and its conformity with the agreed criteria as set out either in Article 6 or in Annex 2.
4. In the review process Members shall give due consideration to the influence of excessive rates of inflation on the ability of any Member to abide by its domestic support commitments.
5. Members agree to consult annually in the Committee on Agriculture with respect to their participation in the normal growth of world trade in agricultural products within the framework of the commitments on export subsidies under this Agreement.

6. The review process shall provide an opportunity for Members to raise any matter relevant to the implementation of commitments under the reform programme as set out in this Agreement.

7. Any Member may bring to the attention of the Committee on Agriculture any measure which it considers ought to have been notified by another Member.

Article 19

Consultation and Dispute Settlement

The provisions of Articles XXII and XXIII of GATT 1994, as elaborated and applied by the Dispute Settlement Understanding, shall apply to consultations and the settlement of disputes under this Agreement.

Part XII

Article 20

Continuation of the Reform Process

Recognizing that the long-term objective of substantial progressive reductions in support and protection resulting in fundamental reform is an ongoing process, Members agree that negotiations for continuing the process will be initiated one year before the end of the implementation period, taking into account:

- (a) the experience to that date from implementing the reduction commitments;
- (b) the effects of the reduction commitments on world trade in agriculture;
- (c) non-trade concerns, special and differential treatment to developing country Members, and the objective to establish a fair and market-oriented agricultural trading system, and the other objectives and concerns mentioned in the preamble to this Agreement; and
- (d) what further commitments are necessary to achieve the above mentioned long-term objectives.

Part XIII

Article 21

Final Provisions

1. The provisions of GATT 1994 and of other Multilateral Trade Agreements in Annex 1A to the WTO Agreement shall apply subject to the provisions of this Agreement.

2. The Annexes to this Agreement are hereby made an integral part of this Agreement.

ANNEX 1

PRODUCT COVERAGE

1. This Agreement shall cover the following products:

- | | | | |
|------|--|----------------|--|
| (i) | HS Chapters 1 to 24 less fish and fish products, plus* | | |
| (ii) | HS Code | 2905.43 | (mannitol) |
| | HS Code | 2905.44 | (sorbitol) |
| | HS Heading | 33.01 | (essential oils) |
| | HS Headings | 35.01 to 35.05 | (albuminoidal substances, modified
starches, glues) |
| | HS Code | 3809.10 | (finishing agents) |
| | HS Code | 3823.60 | (sorbitol n.e.p.) |
| | HS Headings | 41.01 to 41.03 | (hides and skins) |
| | HS Heading | 43.01 | (raw furskins) |
| | HS Headings | 50.01 to 50.03 | (raw silk and silk waste) |
| | HS Headings | 51.01 to 51.03 | (wool and animal hair) |
| | HS Headings | 52.01 to 52.03 | (raw cotton, waste and cotton carded
or combed) |
| | HS Heading | 53.01 | (raw flax) |
| | HS Heading | 53.02 | (raw hemp) |

2. The foregoing shall not limit the product coverage of the Agreement on the Application of Sanitary and Phytosanitary Measures.

*The product descriptions in round brackets are not necessarily exhaustive.

ANNEX 2

DOMESTIC SUPPORT: THE BASIS FOR EXEMPTION FROM
THE REDUCTION COMMITMENTS

1. Domestic support measures for which exemption from the reduction commitments is claimed shall meet the fundamental requirement that they have no, or at most minimal, trade-distorting effects or effects on production. Accordingly, all measures for which exemption is claimed shall conform to the following basic criteria:

- (a) the support in question shall be provided through a publicly-funded government programme (including government revenue foregone) not involving transfers from consumers; and,
- (b) the support in question shall not have the effect of providing price support to producers;

plus policy-specific criteria and conditions as set out below.

Government Service Programmes

2. General services

Policies in this category involve expenditures (or revenue foregone) in relation to programmes which provide services or benefits to agriculture or the rural community. They shall not involve direct payments to producers or processors. Such programmes, which include but are not restricted to the following list, shall meet the general criteria in paragraph 1 above and policy-specific conditions where set out below:

- (a) research, including general research, research in connection with environmental programmes, and research programmes relating to particular products;
- (b) pest and disease control, including general and product-specific pest and disease control measures, such as early-warning systems, quarantine and eradication;
- (c) training services, including both general and specialist training facilities;
- (d) extension and advisory services, including the provision of means to facilitate the transfer of information and the results of research to producers and consumers;
- (e) inspection services, including general inspection services and the inspection of particular products for health, safety, grading or standardization purposes;
- (f) marketing and promotion services, including market information, advice and promotion relating to particular products but excluding expenditure for unspecified purposes that could be used by sellers to reduce their selling price or confer a direct economic benefit to purchasers; and
- (g) infrastructural services, including: electricity reticulation, roads and other means of transport, market and port facilities, water supply facilities, dams and drainage schemes, and infrastructural works associated with environmental programmes. In all cases the expenditure shall be directed to the provision or construction of capital works only, and shall exclude the subsidized provision of on-farm facilities other than for the reticulation of generally available public utilities. It shall not include subsidies to inputs or operating costs, or preferential user charges.

3. Public stockholding for food security purposes⁵

Expenditures (or revenue foregone) in relation to the accumulation and holding of stocks of products which form an integral part of a food security programme identified in national legislation. This may include government aid to private storage of products as part of such a programme.

The volume and accumulation of such stocks shall correspond to predetermined targets related solely to food security. The process of stock accumulation and disposal shall be financially transparent. Food purchases by the government shall be made at current market prices and sales from food security stocks shall be made at no less than the current domestic market price for the product and quality in question.

4. Domestic food aid⁶

Expenditures (or revenue foregone) in relation to the provision of domestic food aid to sections of the population in need.

Eligibility to receive the food aid shall be subject to clearly-defined criteria related to nutritional objectives. Such aid shall be in the form of direct provision of food to those concerned or the provision of means to allow eligible recipients to buy food either at market or at subsidized prices. Food purchases by the government shall be made at current market prices and the financing and administration of the aid shall be transparent.

5. Direct payments to producers

Support provided through direct payments (or revenue foregone, including payments in kind) to producers for which exemption from reduction commitments is claimed shall meet the basic criteria set out in paragraph 1 above, plus specific criteria applying to individual types of direct payment as set out in paragraphs 6 through 13 below. Where exemption from reduction is claimed for any existing or new type of direct payment other than those specified in paragraphs 6 through 13, it shall conform to criteria (b) through (e) in paragraph 6, in addition to the general criteria set out in paragraph 1.

6. Decoupled income support

- (a) Eligibility for such payments shall be determined by clearly-defined criteria such as income, status as a producer or landowner, factor use or production level in a defined and fixed base period.
- (b) The amount of such payments in any given year shall not be related to, or based on, the type or volume of production (including livestock units) undertaken by the producer in any year after the base period.
- (c) The amount of such payments in any given year shall not be related to, or based on, the prices, domestic or international, applying to any production undertaken in any year after the base period.
- (d) The amount of such payments in any given year shall not be related to, or based on, the factors of production employed in any year after the base period.

⁵For the purposes of paragraph 3 of this Annex, governmental stockholding programmes for food security purposes in developing countries whose operation is transparent and conducted in accordance with officially published objective criteria or guidelines shall be considered to be in conformity with the provisions of this paragraph, including programmes under which stocks of foodstuffs for food security purposes are acquired and released at administered prices, provided that the difference between the acquisition price and the external reference price is accounted for in the AMS.

^{5 & 6}For the purposes of paragraphs 3 and 4 of this Annex, the provision of foodstuffs at subsidized prices with the objective of meeting food requirements of urban and rural poor in developing countries on a regular basis at reasonable prices shall be considered to be in conformity with the provisions of this paragraph.

- (e) No production shall be required in order to receive such payments.
7. Government financial participation in income insurance and income safety-net programmes
- (a) Eligibility for such payments shall be determined by an income loss, taking into account only income derived from agriculture, which exceeds 30 per cent of average gross income or the equivalent in net income terms (excluding any payments from the same or similar schemes) in the preceding three-year period or a three-year average based on the preceding five-year period, excluding the highest and the lowest entry. Any producer meeting this condition shall be eligible to receive the payments.
 - (b) The amount of such payments shall compensate for less than 70 per cent of the producer's income loss in the year the producer becomes eligible to receive this assistance.
 - (c) The amount of any such payments shall relate solely to income; it shall not relate to the type or volume of production (including livestock units) undertaken by the producer; or to the prices, domestic or international, applying to such production; or to the factors of production employed.
 - (d) Where a producer receives in the same year payments under this paragraph and under paragraph 8 (relief from natural disasters), the total of such payments shall be less than 100 per cent of the producer's total loss.
8. Payments (made either directly or by way of government financial participation in crop insurance schemes) for relief from natural disasters
- (a) Eligibility for such payments shall arise only following a formal recognition by government authorities that a natural or like disaster (including disease outbreaks, pest infestations, nuclear accidents, and war on the territory of the Member concerned) has occurred or is occurring; and shall be determined by a production loss which exceeds 30 per cent of the average of production in the preceding three-year period or a three-year average based on the preceding five-year period, excluding the highest and the lowest entry.
 - (b) Payments made following a disaster shall be applied only in respect of losses of income, livestock (including payments in connection with the veterinary treatment of animals), land or other production factors due to the natural disaster in question.
 - (c) Payments shall compensate for not more than the total cost of replacing such losses and shall not require or specify the type or quantity of future production.
 - (d) Payments made during a disaster shall not exceed the level required to prevent or alleviate further loss as defined in criterion (b) above.
 - (e) Where a producer receives in the same year payments under this paragraph and under paragraph 7 (income insurance and income safety-net programmes), the total of such payments shall be less than 100 per cent of the producer's total loss.
9. Structural adjustment assistance provided through producer retirement programmes
- (a) Eligibility for such payments shall be determined by reference to clearly defined criteria in programmes designed to facilitate the retirement of persons engaged in marketable agricultural production, or their movement to non-agricultural activities.
 - (b) Payments shall be conditional upon the total and permanent retirement of the recipients from marketable agricultural production.
10. Structural adjustment assistance provided through resource retirement programmes

- (a) Eligibility for such payments shall be determined by reference to clearly defined criteria in programmes designed to remove land or other resources, including livestock, from marketable agricultural production.
- (b) Payments shall be conditional upon the retirement of land from marketable agricultural production for a minimum of three years, and in the case of livestock on its slaughter or definitive permanent disposal.
- (c) Payments shall not require or specify any alternative use for such land or other resources which involves the production of marketable agricultural products.
- (d) Payments shall not be related to either the type or quantity of production or to the prices, domestic or international, applying to production undertaken using the land or other resources remaining in production.

11. Structural adjustment assistance provided through investment aids

- (a) Eligibility for such payments shall be determined by reference to clearly-defined criteria in government programmes designed to assist the financial or physical restructuring of a producer's operations in response to objectively demonstrated structural disadvantages. Eligibility for such programmes may also be based on a clearly-defined government programme for the reprivatization of agricultural land.
- (b) The amount of such payments in any given year shall not be related to, or based on, the type or volume of production (including livestock units) undertaken by the producer in any year after the base period other than as provided for under criterion (e) below.
- (c) The amount of such payments in any given year shall not be related to, or based on, the prices, domestic or international, applying to any production undertaken in any year after the base period.
- (d) The payments shall be given only for the period of time necessary for the realization of the investment in respect of which they are provided.
- (e) The payments shall not mandate or in any way designate the agricultural products to be produced by the recipients except to require them not to produce a particular product.
- (f) The payments shall be limited to the amount required to compensate for the structural disadvantage.

12. Payments under environmental programmes

- (a) Eligibility for such payments shall be determined as part of a clearly-defined government environmental or conservation programme and be dependent on the fulfilment of specific conditions under the government programme, including conditions related to production methods or inputs.
- (b) The amount of payment shall be limited to the extra costs or loss of income involved in complying with the government programme.

13. Payments under regional assistance programmes

- (a) Eligibility for such payments shall be limited to producers in disadvantaged regions. Each such region must be a clearly designated contiguous geographical area with a definable economic and administrative identity, considered as disadvantaged on the basis of neutral and objective criteria clearly spelt out in law or regulation and indicating that the region's difficulties arise out of more than temporary circumstances.

- (b) The amount of such payments in any given year shall not be related to, or based on, the type or volume of production (including livestock units) undertaken by the producer in any year after the base period other than to reduce that production.
- (c) The amount of such payments in any given year shall not be related to, or based on, the prices, domestic or international, applying to any production undertaken in any year after the base period.
- (d) Payments shall be available only to producers in eligible regions, but generally available to all producers within such regions.
- (e) Where related to production factors, payments shall be made at a degressive rate above a threshold level of the factor concerned.
- (f) The payments shall be limited to the extra costs or loss of income involved in undertaking agricultural production in the prescribed area.

ANNEX 3

DOMESTIC SUPPORT:
CALCULATION OF AGGREGATE MEASUREMENT OF SUPPORT

1. Subject to the provisions of Article 6, an Aggregate Measurement of Support (AMS) shall be calculated on a product-specific basis for each basic agricultural product receiving market price support, non-exempt direct payments, or any other subsidy not exempted from the reduction commitment ("other non-exempt policies"). Support which is non-product specific shall be totalled into one non-product-specific AMS in total monetary terms.
2. Subsidies under paragraph 1 shall include both budgetary outlays and revenue foregone by governments or their agents.
3. Support at both the national and sub-national level shall be included.
4. Specific agricultural levies or fees paid by producers shall be deducted from the AMS.
5. The AMS calculated as outlined below for the base period shall constitute the base level for the implementation of the reduction commitment on domestic support.
6. For each basic agricultural product, a specific AMS shall be established, expressed in total monetary value terms.
7. The AMS shall be calculated as close as practicable to the point of first sale of the basic agricultural product concerned. Measures directed at agricultural processors shall be included to the extent that such measures benefit the producers of the basic agricultural products.
8. Market price support: market price support shall be calculated using the gap between a fixed external reference price and the applied administered price multiplied by the quantity of production eligible to receive the applied administered price. Budgetary payments made to maintain this gap, such as buying-in or storage costs, shall not be included in the AMS.
9. The fixed external reference price shall be based on the years 1986 to 1988 and shall generally be the average f.o.b. unit value for the basic agricultural product concerned in a net exporting country and the average c.i.f. unit value for the basic agricultural product concerned in a net importing country in the base period. The fixed reference price may be adjusted for quality differences as necessary.
10. Non-exempt direct payments: non-exempt direct payments which are dependent on a price gap shall be calculated either using the gap between the fixed reference price and the applied administered price multiplied by the quantity of production eligible to receive the administered price, or using budgetary outlays.
11. The fixed reference price shall be based on the years 1986 to 1988 and shall generally be the actual price used for determining payment rates.
12. Non-exempt direct payments which are based on factors other than price shall be measured using budgetary outlays.
13. Other non-exempt measures, including input subsidies and other measures such as marketing-cost reduction measures: the value of such measures shall be measured using government budgetary outlays or, where the use of budgetary outlays does not reflect the full extent of the subsidy concerned, the basis for calculating the subsidy shall be the gap between the price of the subsidized good or service and a representative market price for a similar good or service multiplied by the quantity of the good or service.

ANNEX 4

DOMESTIC SUPPORT:
CALCULATION OF EQUIVALENT MEASUREMENT OF SUPPORT

1. Subject to the provisions of Article 6, equivalent measurements of support shall be calculated in respect of all basic agricultural products where market price support as defined in Annex 3 exists but for which calculation of this component of the AMS is not practicable. For such products the base level for implementation of the domestic support reduction commitments shall consist of a market price support component expressed in terms of equivalent measurements of support under paragraph 2 below, as well as any non-exempt direct payments and other non-exempt support, which shall be evaluated as provided for under paragraph 3 below. Support at both national and sub-national level shall be included.
2. The equivalent measurements of support provided for in paragraph 1 shall be calculated on a product-specific basis for all basic agricultural products as close as practicable to the point of first sale receiving market price support and for which the calculation of the market price support component of the AMS is not practicable. For those basic agricultural products, equivalent measurements of market price support shall be made using the applied administered price and the quantity of production eligible to receive that price or, where this is not practicable, on budgetary outlays used to maintain the producer price.
3. Where basic agricultural products falling under paragraph 1 are the subject of non-exempt direct payments or any other product-specific subsidy not exempted from the reduction commitment, the basis for equivalent measurements of support concerning these measures shall be calculations as for the corresponding AMS components (specified in paragraphs 10 through 13 of Annex 3).
4. Equivalent measurements of support shall be calculated on the amount of subsidy as close as practicable to the point of first sale of the basic agricultural product concerned. Measures directed at agricultural processors shall be included to the extent that such measures benefit the producers of the basic agricultural products. Specific agricultural levies or fees paid by producers shall reduce the equivalent measurements of support by a corresponding amount.

ANNEX 5

SPECIAL TREATMENT WITH RESPECT TO PARAGRAPH 2 OF ARTICLE 4

Section A

1. The provisions of paragraph 2 of Article 4 shall not apply with effect from the entry into force of the WTO Agreement to any primary agricultural product and its worked and/or prepared products ("designated products") in respect of which the following conditions are complied with (hereinafter referred to as "special treatment"):

- (a) imports of the designated products comprised less than 3 per cent of corresponding domestic consumption in the base period 1986-1988 ("the base period");
- (b) no export subsidies have been provided since the beginning of the base period for the designated products;
- (c) effective production-restricting measures are applied to the primary agricultural product;
- (d) such products are designated with the symbol "ST-Annex 5" in Section I-B of Part I of a Member's Schedule annexed to the Marrakesh Protocol, as being subject to special treatment reflecting factors of non-trade concerns, such as food security and environmental protection; and
- (e) minimum access opportunities in respect of the designated products correspond, as specified in Section I-B of Part I of the Schedule of the Member concerned, to 4 per cent of base period domestic consumption of the designated products from the beginning of the first year of the implementation period and, thereafter, are increased by 0.8 per cent of corresponding domestic consumption in the base period per year for the remainder of the implementation period.

2. At the beginning of any year of the implementation period a Member may cease to apply special treatment in respect of the designated products by complying with the provisions of paragraph 6. In such a case, the Member concerned shall maintain the minimum access opportunities already in effect at such time and increase the minimum access opportunities by 0.4 per cent of corresponding domestic consumption in the base period per year for the remainder of the implementation period. Thereafter, the level of minimum access opportunities resulting from this formula in the final year of the implementation period shall be maintained in the Schedule of the Member concerned.

3. Any negotiation on the question of whether there can be a continuation of the special treatment as set out in paragraph 1 after the end of the implementation period shall be completed within the time-frame of the implementation period itself as a part of the negotiations set out in Article 20 of this Agreement, taking into account the factors of non-trade concerns.

4. If it is agreed as a result of the negotiation referred to in paragraph 3 that a Member may continue to apply the special treatment, such Member shall confer additional and acceptable concessions as determined in that negotiation.

5. Where the special treatment is not to be continued at the end of the implementation period, the Member concerned shall implement the provisions of paragraph 6. In such a case, after the end of the implementation period the minimum access opportunities for the designated products shall be maintained at the level of 8 per cent of corresponding domestic consumption in the base period in the Schedule of the Member concerned.

6. Border measures other than ordinary customs duties maintained in respect of the designated products shall become subject to the provisions of paragraph 2 of Article 4 with effect from the beginning of the year in which the special treatment ceases to apply. Such products shall be subject to ordinary customs duties, which shall be bound in the Schedule of the Member concerned and applied, from the beginning of the year in which special treatment ceases and thereafter, at such rates as would have

been applicable had a reduction of at least 15 per cent been implemented over the implementation period in equal annual instalments. These duties shall be established on the basis of tariff equivalents to be calculated in accordance with the guidelines prescribed in the attachment hereto.

Section B

7. The provisions of paragraph 2 of Article 4 shall also not apply with effect from the entry into force of the WTO Agreement to a primary agricultural product that is the predominant staple in the traditional diet of a developing country Member and in respect of which the following conditions, in addition to those specified in paragraph 1(a) through 1(d), as they apply to the products concerned, are complied with:

- (a) minimum access opportunities in respect of the products concerned, as specified in Section I-B of Part I of the Schedule of the developing country Member concerned, correspond to 1 per cent of base period domestic consumption of the products concerned from the beginning of the first year of the implementation period and are increased in equal annual instalments to 2 per cent of corresponding domestic consumption in the base period at the beginning of the fifth year of the implementation period. From the beginning of the sixth year of the implementation period, minimum access opportunities in respect of the products concerned correspond to 2 per cent of corresponding domestic consumption in the base period and are increased in equal annual instalments to 4 per cent of corresponding domestic consumption in the base period until the beginning of the 10th year. Thereafter, the level of minimum access opportunities resulting from this formula in the 10th year shall be maintained in the Schedule of the developing country Member concerned;
- (b) appropriate market access opportunities have been provided for in other products under this Agreement.

8. Any negotiation on the question of whether there can be a continuation of the special treatment as set out in paragraph 7 after the end of the 10th year following the beginning of the implementation period shall be initiated and completed within the time-frame of the 10th year itself following the beginning of the implementation period.

9. If it is agreed as a result of the negotiation referred to in paragraph 8 that a Member may continue to apply the special treatment, such Member shall confer additional and acceptable concessions as determined in that negotiation.

10. In the event that special treatment under paragraph 7 is not to be continued beyond the 10th year following the beginning of the implementation period, the products concerned shall be subject to ordinary customs duties, established on the basis of a tariff equivalent to be calculated in accordance with the guidelines prescribed in the attachment hereto, which shall be bound in the Schedule of the Member concerned. In other respects, the provisions of paragraph 6 shall apply as modified by the relevant special and differential treatment accorded to developing country Members under this Agreement.

Guidelines for the Calculation of Tariff
Equivalents for the Specific Purpose Specified in
Paragraphs 6 and 10 of this Annex

1. The calculation of the tariff equivalents, whether expressed as *ad valorem* or specific rates, shall be made using the actual difference between internal and external prices in a transparent manner. Data used shall be for the years 1986 to 1988. Tariff equivalents:
 - (a) shall primarily be established at the four-digit level of the HS;
 - (b) shall be established at the six-digit or a more detailed level of the HS wherever appropriate;
 - (c) shall generally be established for worked and/or prepared products by multiplying the specific tariff equivalent(s) for the primary agricultural product(s) by the proportion(s) in value terms or in physical terms as appropriate of the primary agricultural product(s) in the worked and/or prepared products, and take account, where necessary, of any additional elements currently providing protection to industry.
2. External prices shall be, in general, actual average c.i.f. unit values for the importing country. Where average c.i.f. unit values are not available or appropriate, external prices shall be either:
 - (a) appropriate average c.i.f. unit values of a near country; or
 - (b) estimated from average f.o.b. unit values of (an) appropriate major exporter(s) adjusted by adding an estimate of insurance, freight and other relevant costs to the importing country.
3. The external prices shall generally be converted to domestic currencies using the annual average market exchange rate for the same period as the price data.
4. The internal price shall generally be a representative wholesale price ruling in the domestic market or an estimate of that price where adequate data is not available.
5. The initial tariff equivalents may be adjusted, where necessary, to take account of differences in quality or variety using an appropriate coefficient.
6. Where a tariff equivalent resulting from these guidelines is negative or lower than the current bound rate, the initial tariff equivalent may be established at the current bound rate or on the basis of national offers for that product.
7. Where an adjustment is made to the level of a tariff equivalent which would have resulted from the above guidelines, the Member concerned shall afford, on request, full opportunities for consultation with a view to negotiating appropriate solutions.