



Negotiating Group on the Multilateral Agreement on Investment (MAI)

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

SUMMARY RECORD

Meeting on 20 February 1998

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

Summary Record of the meeting held on 20 February 1998

1. Adoption of the agenda

The Group adopted the Agenda [DAFFE/MAI/DG3/A(98)2].

2. Approval of the Summary Record

The Group approved the Summary Record of the meeting held on 15 and 19 January 1998 [DAFFE/MAI/DG3/M(98)1].

3. Draft Article on Lodging Country Specific Exceptions

The Group continued its work on the draft Article on the lodging of country specific exceptions on the basis of Section A of the Report to the Negotiating Group [DAFFE/MAI/DG3(98)1]. The results are set out in the latest report to the Negotiating Group [DAFFE/MAI/DG3(98)3].

4. Labour and Environment

On the basis of the previous report dealing with the Preamble [DAFFE/MAI/DG3(98)2], the Group:

- Gave further consideration of options for text relating to “not lowering standards” [see DAFPE/MAI/DG3(98)3];
- Gave further consideration to issues relating to an additional article based on GATT Article XX, on NAFTA Article 1114(1) and/or paragraphs 3 and 4 of the draft MAI articles on performance requirements, as well as related proposals, including the package by one delegation [DAFFE/MAI/RD(98)10];
- Took note of contributions by three delegations [these contributions were subsequently circulated on OLIS as DAFPE/MAI/DG3/RD(98)9 to 11].

5. Other business/Future work

a) The Group agreed that a draft report to the Negotiating Group on the results of its discussions be prepared for approval by the Group under written procedure [this report will be circulated as DAFPE/MAI/DG3/RD(98)3].

b) The Group will meet next on 20 March 1998.