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**Negotiating Group on the Multilateral Agreement on Investment (MAI)**

**Expert Group No.1 on Selected Issues Concerning Dispute Settlement and Geographical Scope**

**AGENDA**

**Meeting on 29-31 January 1996**

**EXPERT GROUP N° 1 ON SELECTED TOPICS CONCERNING  
DISPUTE SETTLEMENT AND GEOGRAPHICAL SCOPE**

**AGENDA**

29-31 January 1996

- 1. Adoption of the Agenda** DAFFE/MAI/EG1/A(96)1
  
- 2. Selected Issues concerning Dispute Settlement**
  - Note by the Chairman DAFFE/MAI/EG1(96)1
  
  - For Reference**
    - Contributions from Member Countries DAFFE/MAI/RD(95)14  
DAFFE/MAI/RD(95)14/ADD1  
DAFFE/MAI/RD(95)14/ADD2
  
    - Selected Articles from Existing Investment Agreements: Dispute Settlement DAFFE/MAI/RD(95)15
  
- 3. Geographical Scope of Coverage of the MAI**
  - Note by the Chairman DAFFE/MAI/EG1(96)2
  
  - For Reference:**
    - Note by the Chairman of the Negotiating Group on the MAI DAFFE/MAI(95)5
  
    - Selected Articles on Geographical Scope of Coverage DAFFE/MAI/RD(95)11
  
- 4. Next Steps/Other Business**

## ANNOTATIONS TO THE AGENDA

### **Item 2: Selected Issues Concerning Dispute Settlement**

The Negotiating Group had a first discussion of dispute settlement on 7-8 December 1995 based on the Chairman's Note [DAFFE/MAI(95)9]. The results of this discussion are reported in the Summary Record for the December meeting of the Negotiating Group [DAFFE/MAI/M(95)3]. Contributions from Member Countries distributed at the December meeting are listed for reference [DAFFE/MAI/RD(95)14, DAF/MAI/RD(95)14/ADD1 and DAF/MAI/RD(95)14/ADD2].

In accordance with its Mandate (see Annex), the Expert Group is invited to consider the relevant aspects of dispute settlement on the basis of the Chairman's Note [DAFFE/MAI/EG1(96)1] and to develop proposals for submission to the Negotiating Group.

### **Item 3: Geographical Scope of Coverage of the MAI**

In order to allow maximum time for a first reading of dispute settlement issues, it is suggested that discussion of the Chairman's Note [DAFFE/MAI/EG1(96)2] be postponed until the next meeting of the Experts' Group. However, the Chairman will propose a brief exchange of views on the afternoon of 31 January 1996.

### **Item 4: Next Steps/Other Business**

The Group is invited to consider an agenda and dates for its next meeting, tentatively scheduled for 7-8 March 1996 (see DAF/MAI/M(95)3).

## ANNEX

### MANDATE FOR AN EXPERT GROUP ON

#### "SELECTED ISSUES CONCERNING DISPUTE SETTLEMENT AND GEOGRAPHICAL SCOPE"

1. The Expert Group, open to participation of all delegations, is charged with drafting specific provisions on the geographical scope of application of the agreement.
2. The Expert Group is also charged with considering the relevant aspects of dispute settlement under the following headings:
  - a. Consultation and Conciliation
  - b. Investor-to-State
  - c. State-to-State
3. The Group will report to the Negotiating Group in April 1996, and submit proposals, including proposals for text, in accordance with its mandate.
4. The Group will terminate after this report has been made, unless the Negotiating Group decides otherwise.