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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 6-8 March 1996**

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

**AGENDA**

6-8 March 1996

- 1. Adoption of the Agenda** DAFFE/MAI/EG1/A(96)2
  
- 2. Approval of the Summary Record of the meeting held on 29-31 January 1996** DAFFE/MAI/EG1/M(96)1
  
- 3. Selected Issues concerning Dispute Settlement**

Note by the Chairman DAFFE/MAI/EG1(96)3

For Reference

*Contributions from Member Countries* DAFFE/MAI/RD(95)14  
DAFFE/MAI/RD(95)14/ADD1  
DAFFE/MAI/RD(95)14/ADD2  
DAFFE/MAI/EG1/RD(96)1

Selected Articles from Existing Investment Agreements: Dispute Settlement DAFFE/MAI/RD(95)15
  
- 4. Geographical Scope of Coverage of the MAI**

Note by the Chairman DAFFE/MAI/EG1(96)4

For Reference

Note by the Chairman of the Negotiating Group on the MAI DAFFE/MAI(95)5

Selected Articles from Existing Investment Agreements: Geographical Scope of Coverage DAFFE/MAI/RD(95)11
  
- 5. Next Steps/Other Business**

## ANNOTATIONS TO THE AGENDA

### **Item 3: Dispute Settlement**

In accordance with its mandate (attached), the Expert Group is invited to continue its consideration of the relevant aspects of dispute settlement on the basis of the Chairman's Note [DAFFE/MAI/EG1(96)3] and discussion papers to be submitted by delegations.

### **Item 4: Geographical Scope of Coverage of the MAI**

In order to provide sufficient time for full consideration of dispute settlement issues, it is suggested that further discussion of this topic be conducted during the afternoon of the second day of the meeting of the Experts Group on the basis of a Chairman's Note including a draft provision on this issue.

### **Item 5: Next Steps/Other Business**

The Group is invited to consider procedures for its future work. One possibility would be an oral report by the Chairman to the meeting of the Negotiating Group on 18-19 April 1996, with a request that the Negotiating Group approve a new mandate for the Group to proceed to the drafting of legal text. The Expert Group could then begin work on a draft text on dispute settlement during its meeting on 22-24 April 1996, taking into account any additional guidance provided by the Negotiating Group.

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.