

WORLD TRADE ORGANIZATION

RESTRICTED

G/SPS/R/35/Corr.1¹

21 January 2005

(05-0257)

Committee on Sanitary and Phytosanitary Measures

SUMMARY OF THE MEETING HELD ON 27-28 OCTOBER 2004

Note by the Secretariat²

Corrigendum

The following paragraph should be inserted immediately following paragraph 101:

101*bis* The representative of India indicated that his country could also support adoption of the proposed elaboration. He noted that in its work the Committee had faced issues impinging on the basic understanding of the obligations for special and differential treatment. In particular, it was important that the ex-post facto approach contained in the proposed procedure not become a precedent with regard to the implementation of special and differential treatment, and that this exercise not prejudice the rights and obligations of Members contained in Articles 9 and 10 of the SPS Agreement. With respect to the inconsistency of the proposed procedure with the principle of non-discrimination, the representative of India noted that it would be interesting to see the extent to which the three options suggested in steps 5 and 6 would be mutually exclusive. He further suggested that the Committee should review the procedure one year after its adoption to see to what extent the intended purpose had been realized.

¹ In English only.

² This document has been prepared under the Secretariat's own responsibility and is without prejudice to the positions of Members or to their rights or obligations under the WTO.