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Committee on Government Procurement

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**NOTIFICATION OF WITHDRAWAL OF OBJECTION TO PROPOSED MODIFICATIONS TO
APPENDIX I UNDER THE AGREEMENT ON GOVERNMENT PROCUREMENT 2012
AND OF NOTIFICATIONS OF INTEREST IN PARTICIPATING IN
ARBITRATION PROCEDURES AS A THIRD PARTY**

COMMUNICATION FROM HONG KONG, CHINA

Addendum

The following communication, dated 28 May 2021, from the delegation of Hong Kong, China to the Chair of the Committee on Government Procurement, is being circulated at the request of the Delegation of Hong Kong, China.

Notifying Party	HONG KONG, CHINA
Notifications being withdrawn:	GPA/MOD/USA/29 , dated 11 January 2021 GPA/ARB/USA/2 , dated 20 April 2021 GPA/ARB/USA/2/Add.1 , dated 20 April 2021 GPA/ARB/USA/2/Add.2 , dated 20 April 2021 GPA/ARB/USA/2/Add.3 , dated 20 April 2021 GPA/ARB/USA/2/Add.4 , dated 20 April 2021 GPA/ARB/USA/2/Add.5 , dated 20 April 2021 GPA/ARB/USA/2/Add.6 , dated 20 April 2021 GPA/ARB/USA/2/Add.7 , dated 20 April 2021
Details of the communication:	<p>Through Communication GPA/MOD/USA/18/Add.1 dated 16 April 2021, the United States informed the Committee on Government Procurement ("the Committee") that it withdrew its proposed modification to its Annex 1, Appendix I of the revised Agreement on Government Procurement ("the revised Agreement") notified on 27 November 2020 (GPA/MOD/USA/18). Hong Kong, China objected to that proposed modification pursuant to Article XIX:2 of the revised Agreement (GPA/MOD/USA/29) and notified the Committee of its interest to participate as a third party in the arbitration procedures invoked respectively by the European Union, Switzerland, Israel, the Republic of Korea, Japan, the United Kingdom, Canada and Australia (collectively "the Other Parties") pursuant to Article XIX:7 of the revised Agreement and the Committee's Decision on Arbitration Procedures (GPA/ARB/USA/2 and GPA/ARB/USA/2/Add.1 to GPA/ARB/USA/2/Add.7).</p> <p>In light of the United States' withdrawal of its proposed modification and the Other Parties' withdrawal of their referrals to arbitration, although there is no obligation to do so under the revised Agreement, for purposes of clarity, Hong Kong, China hereby wishes to withdraw its objection to the United States' proposed modification (GPA/MOD/USA/29) as well as its requests for participation as a third party in the above arbitration procedures (GPA/ARB/USA/2 and GPA/ARB/USA/2/Add.1 to GPA/ARB/USA/2/Add.7).</p> <p>The withdrawal by Hong Kong, China of its objection and requests for participation as a third party in the above arbitration procedures is without prejudice to its rights under the revised Agreement, in particular with respect to any further developments, including new notifications of proposed modifications that may be circulated by the United States.</p>