



**INITIAL TEXT TO INCORPORATE THE CAP APPROACH
TO ADDRESS CERTAIN FISHERIES SUBSIDIES**

Submission of Argentina, Australia, the United States and Uruguay

The following communication, dated 4 November 2019, is being circulated at the request of the delegations of Argentina, Australia, the United States and Uruguay.

The following text is being submitted by the delegations of Argentina, Australia, the United States and Uruguay to illustrate how subsidy caps (TN/RL/GEN/197/Rev.2) could be reflected in an Agreement, and would be complementary, i.e., additional, to strong prohibitions.

1. No Member shall grant or maintain subsidies within the meaning of Article 1.1 of the SCM Agreement that are specific within the meaning of Article 2 of the SCM Agreement [for fishing or fishing related activities] in excess of the monetary commitment level specified for the Member in its Schedule.
 2. Notwithstanding paragraph 1, a Member shall neither grant nor maintain any of the following subsidies within the meaning of Article 1.1 of the SCM Agreement that are specific within the meaning of Article 2 of the SCM Agreement:
 - (a) [Prohibition on subsidies that support IUU fishing];
 - (b) [Prohibition on subsidies that negatively affect overfished stocks];
 - (c) [Prohibition on subsidies contingent on fishing beyond national jurisdiction]; and
 - (d) [Other prohibitions as agreed].
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