



**Ministerial Conference
Twelfth Session
Geneva, 30 November-3 December 2021**

TRIPS NON-VIOLATION AND SITUATION COMPLAINTS

DRAFT MINISTERIAL DECISION

At its meeting on 22-23 November 2021, the General Council agreed to forward the following draft Decision¹ to the Ministerial Conference for adoption.

The Ministerial Conference decides as follows:

We take note of the work done by the Council for Trade-Related Aspects of Intellectual Property Rights pursuant to the General Council Decision of 10 December 2019 on "TRIPS Non-Violation and Situation Complaints" (WT/L/1080), and direct it to continue its examination of the scope and modalities for complaints of the types provided for under subparagraphs 1(b) and 1(c) of Article XXIII of GATT 1994 and make recommendations to the 13th Ministerial Conference. It is agreed that, in the meantime, Members will not initiate such complaints under the TRIPS Agreement.

¹ As contained in IP/C/91.