The Chairman of the Council is circulating the following draft for consideration and adoption by the CONTRACTING PARTIES at their fortieth session.

While supporting work in other fora, and in pursuance of the 1982 Ministerial decision on Trade in Counterfeit Goods and taking into account the work already done, the CONTRACTING PARTIES:

(a) decide that the secretariat documentation consolidating available background information and other relevant documents submitted by interested contracting parties be examined by a Group of trade policy experts and other experts, including those specializing in intellectual property rights, with a view to facilitating the decisions which the Council is called upon to take, including a further clarifying of the legal and institutional aspects involved. The Expert Group would be open to all contracting parties.

(b) agree to invite the Director-General of WIPO to nominate an expert to participate in the discussions; and

(c) agree that the Expert Group mentioned in (a) would report to the Council as soon as feasible but not later than the next regular Session of the CONTRACTING PARTIES on the results achieved. The Council will consider the matter, having regard to the 1982 Ministerial decision.