Article 13

Governmental Assistance to Economic Development

1. Members recognize that special governmental assistance may be required in order to promote the establishment or reconstruction of particular industries and that such assistance may take the form of protective measures.

2. Members recognize that at the same time they recognize that an unwise use of such protective measures would impose undue burdens on their own economies and unwarranted restrictions on international trade and might increase unnecessarily the difficulties of adjustment for the economies of other countries.

3. Therefore

(a) If a Member, in the interest of its programme of economic development, considers it desirable to adopt any protective measure which would conflict with any other provision of this Charter, or with any obligations which the Member has assumed through negotiations with other Members pursuant to Chapter V, it shall so notify the Organization and shall transmit to the Organization a written statement of the considerations in support of the adoption of the proposed measure. The Organization shall promptly inform those Members whose trade would be substantially affected by the proposed measure and afford them an opportunity of presenting their views. The Organization shall then promptly examine the proposed measure in the light of the provisions of this Chapter.
of this Chapter and other relevant provisions of this Charter, the considerations presented by the applicant Member, the views presented by the other Members which would be substantially affected by the proposed measure and such criteria as to productivity and other factors as it may establish, taking into account the stage of economic development or reconstruction of the Member.

(b) If, as a result of its examination pursuant to sub-paragraph (a), the Organization concurs in any measure which would be inconsistent with any obligation that the applicant Member has assumed through negotiations with any other Member or Members pursuant to Chapter V or which would tend to nullify or impair the benefit to such other Member or Members of any such obligation, the Organization shall sponsor and assist in negotiations between the applicant Member and the other Member or Members which [are] would be substantially affected, with a view to obtaining substantial agreement. Upon such agreement being reached the Organization may release the applicant Member from the obligation in question or from any other relevant obligation under the Charter, subject to such limitations as the Organization may impose or as may have been agreed upon in the negotiations between the Members concerned [may have been agreed upon in the negotiations between the Members concerned or as the Organization may impose.

(c) If, as the result of its examination pursuant to sub-paragraph (a), the Organization concurs in any measure, other than those provided for in sub-paragraph (b), which would be inconsistent with any other provision of this Charter, the Organization may [at its discretion] release the applicant Member from [any obligation] under such provision, subject to such limitations as the Organization may impose.

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