

AMERICAN
CASEBOOK
SERIES®

Documents Supplement to

LEGAL PROBLEMS OF
INTERNATIONAL
ECONOMIC RELATIONS

Sixth Edition

John H. Jackson
William J. Davey
Alan O. Sykes, Jr.

WEST®

LEGAL PROBLEMS OF INTERNATIONAL ECONOMIC RELATIONS

DOCUMENTS SUPPLEMENT

Sixth Edition



By

John H. Jackson

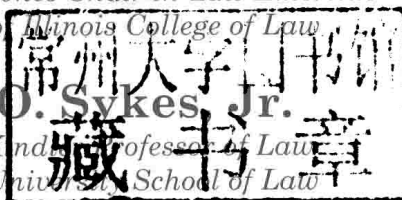
*University Professor
Georgetown University Law Center*

William J. Davey

*Guy Raymond Jones Chair in Law Emeritus
University of Illinois College of Law*

Alan O. Sykes, Jr.

*Robert A. Kind Professor of Law
New York University School of Law*



AMERICAN CASEBOOK SERIES®

WEST

This publication was created to provide you with accurate and authoritative information concerning the subject matter covered; however, this publication was not necessarily prepared by persons licensed to practice law in a particular jurisdiction. The publisher is not engaged in rendering legal or other professional advice and this publication is not a substitute for the advice of an attorney. If you require legal or other expert advice, you should seek the services of a competent attorney or other professional.

Nothing contained herein is intended or written to be used for the purpose of 1) avoiding penalties imposed under the federal Internal Revenue Code, or 2) promoting, marketing or recommending to another party any transaction or matter addressed herein.

American Casebook Series is a trademark registered in the U.S. Patent and Trademark Office.

COPYRIGHT © 1977, 1986, 1989, 1995 WEST PUBLISHING CO.

© West, a Thomson business, 2002, 2008

© 2013 by LEG, Inc. d/b/a West Academic Publishing

610 Opperman Drive

St. Paul, MN 55123

1-800-313-9378

West, West Academic Publishing, and West Academic are trademarks of West Publishing Corporation, used under license.

Printed in the United States of America

ISBN: 978-0-314-28764-9

INTRODUCTION

This Documents Supplement contains the basic international agreements on trade in goods and services and the principal U.S. statutes regulating international trade, as well as the North American Free Trade Agreement and the Articles of Agreement of the International Monetary Fund. Because it is impossible to predict which provisions of an agreement may turn out to be of interest in the years to come or in specific classroom discussions, we have tried to include complete sets of documents, even though comprehensiveness comes at a price, including additional weight to carry.

We have divided the Documents Supplement into four parts:

- Part I: The World Trade Organization, including the General Agreement on Tariffs and Trade and all of the Uruguay Round Agreements now in force
- Part II: The International Monetary Fund, including its Articles of Agreement
- Part III: The North American Free Trade Agreement, including the side agreements on the environment, labor and safeguards
- Part IV: U.S. trade laws

In order to simplify use of the Supplement, each part has its own introduction to explain the organization of that part.

By organizing the Documents Supplement on the basis of agreements, it is inevitable that specific subjects will be treated in several parts of the Supplement. In order to further simplify use of the Supplement, in the following chart we indicate the provisions on several important subjects that are found in the various parts of the Documents Supplement. We have included cross references to the casebook as well.

We have used the following abbreviations:

AD Agreement	Agreement on Implementation of Article VI (Antidumping)
GATS	General Agreement on Trade in Services
GATT	General Agreement on Tariffs and Trade
NAFTA	North American Free Trade Agreement
SCM Agreement	Agreement on Subsidies and Countervailing Measures
TBT Agreement	Agreement on Technical Barriers to Trade

TRIPS Agreement Agreement on Trade-Related Aspects of Intellectual Property Rights

Valuation Agreement Agreement on Implementation of Article VII

UR Uruguay Round

Topic	Location	Documents	Page number
Agriculture	WTO	Agreement on Agriculture (item 4)	115
		UR Decision (item 26)	523
	NAFTA	NAFTA, ch. 7A (item 40).....	696
	Casebook	Sections 9.3 & 18.2.....	466, 954
Balance of Payments	WTO	GATT, arts. XII, XV, XVIII:B (item 2) ...	35, 41, 47
		GATT 1994 Understanding (item 3).....	98
		GATT 1979 Declaration (item 3)	102
		GATS, art. XII (item 16)	378
	IMF	Articles of Agreement (item 39).....	583
	U.S. trade laws	1974 Trade Act § 122 (item 47).....	1168
	Casebook	Section 22.3	1217
Customs Rules	WTO	GATT, arts. II, V, VII-X (item 2).....	21, 26, 29
		GATT 1994 Understanding (art. II) (item 3)	95
		Valuation Agreement (item 10)	239
		Agreement on Preshipment Inspection (item 11).....	271
		Agreement on Rules of Origin (item 12).....	283
		UR Decisions (items 24 & 30).....	517, 531
	NAFTA	NAFTA, chs. 3-5 (item 40)	635
	U.S. trade laws	Tariff Act of 1930 § 402 (19 U.S.C. § 1401a) (valuation)(item 45).....	962
	Casebook	Chapter 8.....	399
Dispute Settlement	WTO	WTO, arts. III:3 & IV:3 (item 1)	4, 5
		GATT, arts. XXII-XXIII (item 2)	55
		Dispute Settlement Understanding (item 18).....	445
		UR Decisions (item 33).....	543
	NAFTA	NAFTA, chs. 19 & 20 (item 40).....	839, 863
	U.S. trade laws	NAFTA Implementing Act §§ 402-05 (item 51).....	1414
		Uruguay Round Implementing Act §§ 123, 127 (item 52).....	1443, 1449
	Casebook	Chapter 7	271
Dumping	WTO	GATT, art. VI (item 2).....	27
		AD Agreement (item 9)	209
		UR Decisions (item 29).....	529
	NAFTA	NAFTA, ch. 19 (item 40)	839
	U.S. trade laws	Tariff Act of 1930 §§ 731-783 (item 45)	1017

		Commerce Department Regulations (item 55).....	1509
		1916 Antidumping Act (item 44)	947
	Casebook	Chapters 16 & 17	833, 903
Environment	NAFTA	NAFTA Side Agreement (item 41)	889
	Casebook	Chapter 13	637
Escape Clause and Safeguards	WTO	GATT, art. XIX (item 2)	52
		Agreement on Safeguards (item 15)	357
	NAFTA	NAFTA, ch. 8 (item 40)	711
		NAFTA Side Agreement (item 43)	943
	U.S. trade laws	Trade Act of 1974 §§ 201-204, 221-225 (item 47).....	1212, 1234
	Casebook	Chapter 15.....	763
Fast Track	U.S. trade laws	1974 Trade Act, § 151 (item 47)	1190
		1988 Trade Act, § 1103 (item 50).....	1352
		2002 Trade Act, § 2105 (item 53).....	1491
	Casebook	Section 3.3	82
Government Procurement	WTO	GATT, art. III:8 (item 2)	25
		Agreement on Government Procurement (item 21).....	481
		UR Decision (item 32)	541
	NAFTA	NAFTA, ch. 10 (item 40)	733
	U.S. trade laws	Trade Agreements Act of 1979 §§ 301-308 (item 48).....	1300
	Casebook	Section 12.5	631
Intellectual Property	WTO	TRIPS Agreement (item 17)	403
		Doha Declaration (item 37).....	575
	NAFTA	NAFTA, ch. 17 (item 40)	814
	U.S. trade laws	Tariff Act of 1930 § 337 (item 45)	952
	Casebook	Chapter 20	1105
Labor Standards	WTO	Singapore Declaration, para. 4 (item 35)	552
	NAFTA	NAFTA Side Agreement (item 42)	917
	U.S. trade laws	Trade Act of 1974 §§ 301, 502 (item 47).....	1244, 1276
	Casebook	Section 21.3	1185
Market Disruption	U.S. trade laws	1974 Trade Act, § 406 (item 47).....	1270
Rules of Origin	WTO	GATT, art. IX (item 2).....	32
		Agreement on Rules of Origin (item 12).....	283
	NAFTA	NAFTA, ch. 4 (item 40)	663
	U.S. trade laws	NAFTA Implementing Act § 202 (item 51)	1384
	Casebook	Section 8.3(D)	416

Section 301	U.S. trade laws	Trade Act of 1974 §§ 301-10 (item 47).....	1244
	Casebook	Section 7.4(G)	302
Services	WTO	GATS (item 16).....	367
		UR Decisions (items 31 & 34)	533, 545
	NAFTA	NAFTA, ch. 12 (item 40)	774
	Casebook	Chapter 19	1035
Standards	WTO	GATT, arts. III, XX (item 2).....	24, 53
		TBT Agreement (item 7)	179
		Sanitary & Phytosanitary (SPS) Agreement (item 5).....	145
		UR Decisions (item 28).....	527
	NAFTA	NAFTA, chs. 7B & 9 (item 40).....	700, 719
	U.S. trade laws	Trade Agreements Act of 1979 §§ 401-453 (item 48).....	1310
	Casebook	Chapter 14	699
State Trading	WTO	GATT, art. XVII (item 2).....	44
		GATT, 1994 Understanding (item 3).....	97
	Casebook	Section 9.4	478
Subsidies and Countervailing Duties	WTO	GATT, arts. VI, XVI (item 2)	27, 43
		SCM Agreement (item 14)	307
	NAFTA	NAFTA, ch. 19 (item 40)	839
	U.S. trade laws	Tariff Act of 1930 §§ 701-782 (item 45)	989
		Uruguay Round Agreements Act §§ 281-282 (item 52).....	1455
		Commerce Department Regulations (item 55).....	1509
	Casebook	Chapters 17 & 18	903, 943
Textiles and Clothing	WTO	Agreement on Textiles and Clothing (item 6) ..	161
		UR Decision (item 27)	525
	Casebook	Section 9.3(B)	466
Trade Promotion Authority (see Fast Track)			
Understandings	WTO	GATT 1994 (item 3).....	93
Valuation	WTO	GATT, art. VII (item 2).....	29
		Valuation Agreement (item 10)	239
		UR Decisions (item 30).....	531
	U.S. trade laws	Tariff Act of 1930 § 402 (item 45)	962
	Casebook	Section 8.3(C)	416

TABLE OF CONTENTS

INTRODUCTION	III
--------------------	-----

PART 1. THE WORLD TRADE ORGANIZATION

Item 1. Agreement Establishing the World Trade Organization	3
Item 2. General Agreement on Tariffs and Trade 1947, as Amended	17
Item 3. General Agreement on Tariffs and Trade 1994	93
Item 4. Agreement on Agriculture.....	115
Item 5. Agreement on the Application of Sanitary and Phytosanitary Measures	145
Item 6. Agreement on Textiles and Clothing	161
Item 7. Agreement on Technical Barriers to Trade	179
Item 8. Agreement on Trade-Related Investment Measures.....	203
Item 9. Agreement on Implementation of Article VI of the General Agreement on Tariffs and Trade 1994	209
Item 10. Agreement on Implementation of Article VII of the General Agreement on Tariffs and Trade 1994	239
Item 11. Agreement on Preshipment Inspection	271
Item 12. Agreement on Rules of Origin	283
Item 13. Agreement on Import Licensing Procedures	297
Item 14. Agreement on Subsidies and Countervailing Measures.....	307
Item 15. Agreement on Safeguards	357
Item 16. Annex 1B General Agreement on Trade in Services.....	367
Item 17. Annex 1C Agreement on Trade-Related Aspects of Intellectual Property Rights.....	403
Item 18. Annex 2 Understanding on Rules and Procedures Governing the Settlement of Disputes	445

Item 19. Annex 3 Trade Policy Review Mechanism	475
Item 20. Annex 4 Plurilateral Trade Agreements	479
Item 21. Agreement on Government Procurement	481
Item 22. Decision on Measures in Favour of Least-Developed Countries	513
Item 23. Declaration on the Contribution of the World Trade Organization to Achieving Greater Coherence in Global Economic Policymaking.....	515
Item 24. Decision on Notification Procedures.....	517
Item 25. Declaration on the Relationship of the World Trade Organization With the International Monetary Fund	521
Item 26. Decision on Measures Concerning the Possible Negative Effects of the Reform Programme on Least-Developed and Net Food-Importing Developing Countries	523
Item 27. Decision on Notification of First Integration Under Article 2.6 of the Agreement on Textiles and Clothing	525
Item 28. Decisions Relating to the Agreement on Technical Barriers to Trade	527
Item 29. Decisions and Declarations Relating to the Agreement on Implementation of Article VI of the General Agreement on Tariffs and Trade 1994.....	529
Item 30. Decisions Relating to the Agreement on Implementation of Article VII of the General Agreement on Tariffs and Trade 1994.....	531
Item 31. Decisions Relating to the General Agreement on Trade in Services	533
Item 32. Decision on Accession to the Agreement on Government Procurement	541
Item 33. Decision on the Application and Review of the Understanding on Rules and Procedures Governing the Settlement of Disputes	543
Item 34. Understanding on Commitments in Financial Services.....	545
Item 35. Singapore Ministerial Declaration	551

Item 36. Doha Ministerial Declaration.....	561
Item 37. DOHA Declaration on the Trips Agreement and Public Health	575
Item 38. GATS Telecommunications Reference Paper	577

PART 2. THE INTERNATIONAL MONETARY FUND

Item 39. The Articles of Agreement of the International Monetary Fund (As Amended).....	583
---	-----

PART 3. THE NORTH AMERICAN FREE TRADE AGREEMENT

Item 40. North American Free Trade Agreement Between the Government of the United States of America, the Government of Canada and the Government of the United Mexican States.....	629
Item 41. North American Agreement on Environmental Cooperation.....	889
Item 42. North American Agreement on Labor Cooperation	917
Item 43. Understanding Between the Parties to the North American Free Trade Agreement Concerning Chapter Eight—Emergency Action.....	943

PART 4. U.S. STATUTES

Item 44. Antidumping Act of 1916.....	947
Item 45. United States: Tariff Act of 1930	949
Item 46. United States: Trade Expansion Act of 1962	1145
Item 47. United States: Trade Act of 1974	1153
Item 48. United States: Trade Agreements Act of 1979.....	1293
Item 49. United States: Trade and Tariff Act of 1984.....	1333
Item 50. United States: Omnibus Trade and Competitiveness Act of 1988.....	1339
Item 51. North American Free Trade Agreement Implementation Act.....	1373
Item 52. Uruguay Round Agreements Act	1431
Item 53. United States: Trade Act of 2002.....	1465

Item 54. United States: International Emergency Economic Powers Act.....	1501
Item 55. U.S. Department of Commerce, Regulations Applicable to Antidumping and Countervailing Duty Cases	1509

PART 1

THE WORLD TRADE ORGANIZATION



Introduction to Part I

Part I contains the constituent documents of the Agreement Establishing the World Trade Organization. The documents are arranged as they appear in the annexes to that agreement, with the exception that the General Agreement on Tariffs and Trade 1947, with its accompanying notes, is reproduced as the first document in Annex 1A—Multilateral Agreements on Trade in Goods. It is followed (and modified) by the General Agreement on Tariffs and Trade 1994, which is based on the 1947 text, but with some specified modifications (including 6 understandings relating to specific GATT articles and the Marrakesh Protocol). We have included only one of the plurilateral agreements listed in Annex 4—the Agreement on Government Procurement. The Dairy and Beef Agreements were terminated in 1997. The 1979 Tokyo Round Civil Aircraft agreement remains in force; efforts to renegotiate it did not succeed in the Uruguay Round. We have also included the Ministerial Decisions, Declarations and Understandings that were reached at the time the WTO Agreement was signed at Marrakesh on April 15, 1994. In addition, we have included the Singapore and Doha ministerial declarations and an important documents related to GATS (the telecoms reference paper).

Table of Contents

	Item No.
AGREEMENT ESTABLISHING THE WORLD TRADE ORGANIZATION	1
ANNEX 1	
ANNEX 1A: Multilateral Agreements on Trade in Goods	
General Agreement on Tariffs and Trade 1947, as amended	2
General Agreement on Tariffs and Trade 1994	3
Understanding on Article II:1(b)	
Understanding on Article XVII	
Understanding on Balance-of-Payments Provisions (including 1979 Declaration)	
Understanding on Article XXIV	
Understanding in Respect of Waivers	
Understanding on Article XXVIII	
Marrakesh Protocol	
Agreement on Agriculture	4
Agreement on the Application of Sanitary and Phytosanitary Measures	5

	Item No.
Agreement on Textiles and Clothing	6
Agreement on Technical Barriers to Trade	7
Agreement on Trade-Related Investment Measures	8
Agreement on Implementation of Article VI	9
Agreement on Implementation of Article VII	10
Agreement on Preshipment Inspection	11
Agreement on Rules of Origin	12
Agreement on Import Licensing Procedures	13
Agreement on Subsidies and Countervailing Measures	14
Agreement on Safeguards	15
ANNEX 1B: General Agreement on Trade in Services and Annexes	16
ANNEX 1C: Agreement on Trade-Related Aspects of Intellectual Property Rights	17
ANNEX 2: Understanding on Rules and Procedures Governing the Settlement of Disputes	18
ANNEX 3: Trade Policy Review Mechanism	19
ANNEX 4: Plurilateral Trade Agreements	20
Agreement on Trade in Civil Aircraft	—
Agreement on Government Procurement	21
International Dairy Agreement	—
International Bovine Meat Agreement	—
MINISTERIAL DECISIONS AND DECLARATIONS	
Decision on Measures in Favour of Least-Developed Countries	22
Declaration on the Contribution of the World Trade Organization to Achieving Greater Coherence in Global Economic Policymaking	23
Decision on Notification Procedures	24
Declaration on the Relationship of the World Trade Organization with the International Monetary Fund	25
Decision on Measures Concerning the Possible Negative Effects of the Reform Programme on Least-Developed and Net Food-Importing Developing Countries	26
Decision on Notification of First Integration under Article 2.6 of the Agreement on Textiles and Clothing	27
Decisions Relating to the Agreement on Technical Barriers to Trade	28
Decisions and Declaration Relating to the Agreement on Implementation of Article VI of the General Agreement on Tariffs and Trade 1994	29
Decisions Relating to the Agreement on Implementation of Article VII of the General Agreement on Tariffs and Trade 1994	30
Decisions Relating to the General Agreement on Trade in Services	31
Decision on Accession to the Agreement on Government Procurement	32
Decision on the Application and Review of the Understanding on Rules and Procedures Governing the Settlement of Disputes	33
UNDERSTANDING ON COMMITMENTS IN FINANCIAL SERVICES	34
WTO DECLARATIONS AND DECISIONS	
1996 Singapore Ministerial Declaration	35
2001 Doha Ministerial Declaration	36
2001 Doha Public Health and TRIPS Declaration	37
Telecoms Reference Paper	38

ITEM 1

AGREEMENT ESTABLISHING THE WORLD TRADE ORGANIZATION

■ ■ ■

The *Parties* to this Agreement,

Recognizing that their relations in the field of trade and economic endeavour should be conducted with a view to raising standards of living, ensuring full employment and a large and steadily growing volume of real income and effective demand, and expanding the production of and trade in goods and services, while allowing for the optimal use of the world's resources in accordance with the objective of sustainable development, seeking both to protect and preserve the environment and to enhance the means for doing so in a manner consistent with their respective needs and concerns at different levels of economic development,

Recognizing further that there is need for positive efforts designed to ensure that developing countries, and especially the least developed among them, secure a share in the growth in international trade commensurate with the needs of their economic development,

Being desirous of contributing to these objectives by entering into reciprocal and mutually advantageous arrangements directed to the substantial reduction of tariffs and other barriers to trade and to the elimination of discriminatory treatment in international trade relations,

Resolved, therefore, to develop an integrated, more viable and durable multilateral trading system encompassing the General Agreement on Tariffs and Trade, the results of past trade liberalization efforts, and all of the results of the Uruguay Round of Multilateral Trade Negotiations,

Determined to preserve the basic principles and to further the objectives underlying this multilateral trading system,

Agree as follows:

Article I

Establishment of the Organization

The World Trade Organization (hereinafter referred to as "the WTO") is hereby established.

Article II

Scope of the WTO

1. The WTO shall provide the common institutional framework for the conduct of trade relations among its Members in matters related to the agreements and associated legal instruments included in the Annexes to this Agreement.

2. The agreements and associated legal instruments included in Annexes 1, 2 and 3 (hereinafter referred to as “Multilateral Trade Agreements”) are integral parts of this Agreement, binding on all Members.

3. The agreements and associated legal instruments included in Annex 4 (hereinafter referred to as “Plurilateral Trade Agreements”) are also part of this Agreement for those Members that have accepted them, and are binding on those Members. The Plurilateral Trade Agreements do not create either obligations or rights for Members that have not accepted them.

4. The General Agreement on Tariffs and Trade 1994 as specified in Annex 1A (hereinafter referred to as “GATT 1994”) is legally distinct from the General Agreement on Tariffs and Trade, dated 30 October 1947, annexed to the Final Act Adopted at the Conclusion of the Second Session of the Preparatory Committee of the United Nations Conference on Trade and Employment, as subsequently rectified, amended or modified (hereinafter referred to as “GATT 1947”).

Article III

Functions of the WTO

1. The WTO shall facilitate the implementation, administration and operation, and further the objectives, of this Agreement and of the Multilateral Trade Agreements, and shall also provide the framework for the implementation, administration and operation of the Plurilateral Trade Agreements.

2. The WTO shall provide the forum for negotiations among its Members concerning their multilateral trade relations in matters dealt with under the agreements in the Annexes to this Agreement. The WTO may also provide a forum for further negotiations among its Members concerning their multilateral trade relations, and a framework for the implementation of the results of such negotiations, as may be decided by the Ministerial Conference.

3. The WTO shall administer the Understanding on Rules and Procedures Governing the Settlement of Disputes (hereinafter referred to as the “Dispute Settlement Understanding” or “DSU”) in Annex 2 to this Agreement.

4. The WTO shall administer the Trade Policy Review Mechanism (hereinafter referred to as the “TPRM”) provided for in Annex 3 to this Agreement.

5. With a view to achieving greater coherence in global economic policy-making, the WTO shall cooperate, as appropriate, with the International Monetary Fund and with the International Bank for Reconstruction and Development and its affiliated agencies.

Article IV

Structure of the WTO

1. There shall be a Ministerial Conference composed of representatives of all the Members, which shall meet at least once every two years. The Ministerial Conference shall carry out the functions of the WTO and take actions necessary to this effect. The Ministerial Conference shall have the authority to take decisions on all matters under any of the Multilateral Trade Agreements, if so requested by a Member, in accordance with the specific requirements for decision-making in this Agreement and in the relevant Multilateral Trade Agreement.

2. There shall be a General Council composed of representatives of all the Members, which shall meet as appropriate. In the intervals between meetings of the Ministerial Conference, its functions shall be conducted by the General Council. The General Council shall also carry out the functions assigned to it by this Agreement. The General Council shall establish its rules of procedure and approve the rules of procedure for the Committees provided for in paragraph 7.

3. The General Council shall convene as appropriate to discharge the responsibilities of the Dispute Settlement Body provided for in the Dispute Settlement Understanding. The Dispute Settlement Body may have its own chairman and shall establish such rules of procedure as it deems necessary for the fulfilment of those responsibilities.

4. The General Council shall convene as appropriate to discharge the responsibilities of the Trade Policy Review Body provided for in the TPRM. The Trade Policy Review Body may have its own chairman and shall establish such rules of procedure as it deems necessary for the fulfilment of those responsibilities.

5. There shall be a Council for Trade in Goods, a Council for Trade in Services and a Council for Trade-Related Aspects of Intellectual Property Rights (hereinafter referred to as the “Council for TRIPS”), which shall operate under the general guidance of the General Council. The Council for Trade in Goods shall oversee the functioning of the Multilateral Trade Agreements in Annex 1A. The Council for Trade in Services shall oversee the functioning of the General Agreement on Trade in Services (hereinafter referred to as “GATS”). The Council for TRIPS shall

oversee the functioning of the Agreement on Trade-Related Aspects of Intellectual Property Rights (hereinafter referred to as the "Agreement on TRIPS"). These Councils shall carry out the functions assigned to them by their respective agreements and by the General Council. They shall establish their respective rules of procedure subject to the approval of the General Council. Membership in these Councils shall be open to representatives of all Members. These Councils shall meet as necessary to carry out their functions.

6. The Council for Trade in Goods, the Council for Trade in Services and the Council for TRIPS shall establish subsidiary bodies as required. These subsidiary bodies shall establish their respective rules of procedure subject to the approval of their respective Councils.

7. The Ministerial Conference shall establish a Committee on Trade and Development, a Committee on Balance-of-Payments Restrictions and a Committee on Budget, Finance and Administration, which shall carry out the functions assigned to them by this Agreement and by the Multilateral Trade Agreements, and any additional functions assigned to them by the General Council, and may establish such additional Committees with such functions as it may deem appropriate. As part of its functions, the Committee on Trade and Development shall periodically review the special provisions in the Multilateral Trade Agreements in favour of the least-developed country Members and report to the General Council for appropriate action. Membership in these Committees shall be open to representatives of all Members.

8. The bodies provided for under the Plurilateral Trade Agreements shall carry out the functions assigned to them under those Agreements and shall operate within the institutional framework of the WTO. These bodies shall keep the General Council informed of their activities on a regular basis.

Article V

Relations With Other Organizations

1. The General Council shall make appropriate arrangements for effective cooperation with other intergovernmental organizations that have responsibilities related to those of the WTO.

2. The General Council may make appropriate arrangements for consultation and cooperation with non-governmental organizations concerned with matters related to those of the WTO.

Article VI

The Secretariat

1. There shall be a Secretariat of the WTO (hereinafter referred to as "the Secretariat") headed by a Director-General.