



*Division of Environmental Law and Conventions*

# **Analytical Index on Environmental Law**

**Meeting on KM in the context of MEAs**

Chexbres, 22-24 September 2009



**PUBLICATIONS: WTO ANALYTICAL INDEX**

## WTO Analytical Index – Guide to WTO Law and Practice

The WTO Analytical Index is a guide intended to assist in the understanding of the legal interpretation given to, and the application of, the WTO Agreements by WTO dispute settlement panels and the Appellate Body, and decisions adopted by other WTO bodies. Its principal objective is to make WTO law and jurisprudence more understandable and accessible to the reader by identifying how the legal findings of these WTO adjudicatory bodies and the relevant decisions of the numerous WTO committees relate to any given provision of the various WTO Agreements.

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Place your mouse over the short names below to see the full title of each Agreement. Clicking the links will take you to a table of contents for that Agreement, broken down by Article and paragraph. In each case the legal text of the Article is followed by jurisprudence or decisions in chronological order.

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**General Agreement on Tariffs and Trade 1994**

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### A. Text of Article I

#### Article I: General Most-Favoured-Nation Treatment

1. With respect to customs duties and charges of any kind imposed on or in connection with importation or exportation or imposed on the international transfer of payments for imports or exports, and with respect to the method of levying such duties and charges, and with respect to all rules and formalities in connection with importation and exportation, and with respect to all matters referred to in [paragraphs 2 and 4 of Article III](#), any advantage, favour, privilege or immunity granted by any contracting party to any product originating in or destined for any other country shall be accorded immediately and unconditionally to the like product originating in or destined for the territories of all other contracting parties.

2. The provisions of [paragraph 1 of this Article](#) shall not require the elimination of any preferences in respect of import duties or charges which do not exceed the levels provided for in [paragraph 4 of this Article](#) and which fall within the following descriptions:

(a) Preferences in force exclusively between two or more of the territories listed in Annex A, subject to the conditions set forth therein;

(b) Preferences in force exclusively between two or more territories which on July 1, 1939, were connected by common sovereignty or relations of protection or suzerainty and which are listed in Annexes B, C and D, subject to the conditions set forth therein;

(c) Preferences in force exclusively between the United States of America and the Republic of Cuba;

(d) Preferences in force exclusively between neighbouring countries listed in Annexes E and F.

3. The provisions of [paragraph 1](#) shall not apply to preferences between the countries formerly a part of the Ottoman Empire and detached from it on July 24, 1923, provided such preferences are approved under [paragraph 5\(1\), of Article XXV](#) which shall be applied in this respect in the light of [paragraph 1 of Article XXX](#).

(footnote original) 1 The authentic text erroneously reads "subparagraph 5(a)".

4. The margin of preference on any product in respect of which a preference is permitted under [paragraph 2 of this Article](#) but is not specifically set forth as a maximum margin of preference in the appropriate Schedule annexed to this Agreement shall not exceed:

(a) in respect of duties or charges on any product described in such Schedule, the difference between the most favoured



### MFN treatment (GATT I:1)

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<p><b><u>The Rio Declaration: Principle 15 - the Precautionary Approach</u></b></p> <p>Where there are threats of serious or irreversible damage, lack of full scientific certainty shall not be used as a reason for postponing cost-effective measures to prevent environmental degradation</p> <p>Source: <a href="#">WSSD Plan of Implementation, paras 22 and 103</a></p>		<p>Terms related to PP</p> <p><a href="#">Term 1</a> (scientific ...)</p> <p><a href="#">Term 2</a> (grave danger)</p> <p>...</p> <p><b><u>Court Decisions</u></b> related to PP</p>
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# Analytical Index

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