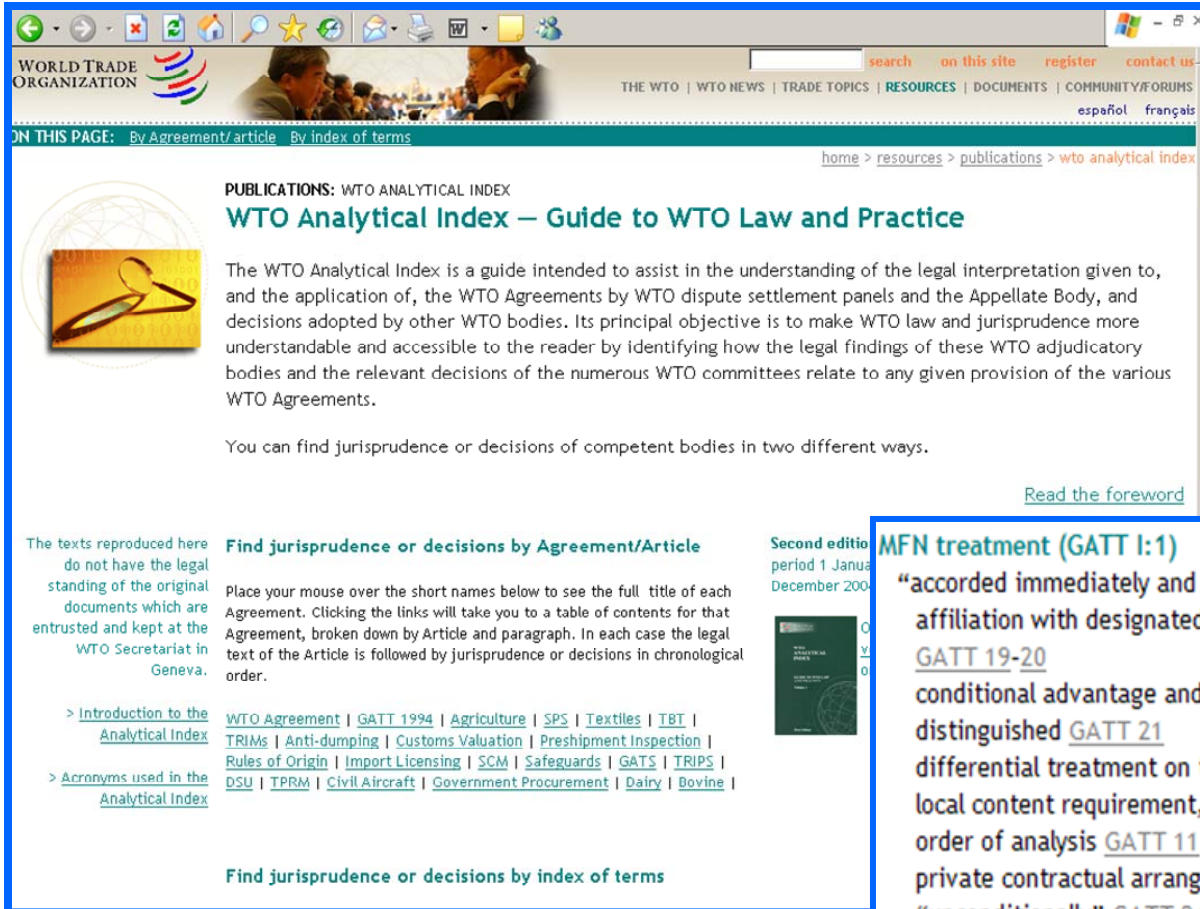




The Analytical Index

1st MEA IKM Steering Committee Meeting
Geneva, 23 June 2010

The Analytical Index (AI)



WORLD TRADE ORGANIZATION

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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.

You can find jurisprudence or decisions of competent bodies in two different ways.

[Read the foreword](#)

The texts reproduced here do not have the legal standing of the original documents which are entrusted and kept at the WTO Secretariat in Geneva.

Find jurisprudence or decisions by Agreement/Article

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.

[WTO Agreement](#) | [GATT 1994](#) | [Agriculture](#) | [SPS](#) | [Textiles](#) | [TBT](#) | [TRIMs](#) | [Anti-dumping](#) | [Customs Valuation](#) | [Preshipment Inspection](#) | [Rules of Origin](#) | [Import Licensing](#) | [SCM](#) | [Safeguards](#) | [GATS](#) | [TRIPS](#) | [DSU](#) | [TPRM](#) | [Civil Aircraft](#) | [Government Procurement](#) | [Dairy](#) | [Bovine](#)

Find jurisprudence or decisions by index of terms

Second edition period 1 January 2000 to 31 December 2000

Inspiration:
WTO AI -
On-line guide
to WTO Law

MFN treatment (GATT I:1)

“accorded immediately and unconditionally to the like product”

affiliation with designated local manufacturer/importer requirement and GATT 19-20

conditional advantage and “advantage accorded unconditionally” distinguished GATT 21

differential treatment on the basis of origin of product and GATT 18, 23

local content requirement, relevance GATT 18

order of analysis GATT 11

private contractual arrangements, relevance GATT 18

“unconditionally” GATT 24

“advantage”



Scope of the AI

Documents

- Agreements
- Decisions
- Case Law
- National Law

Scope of Agreements

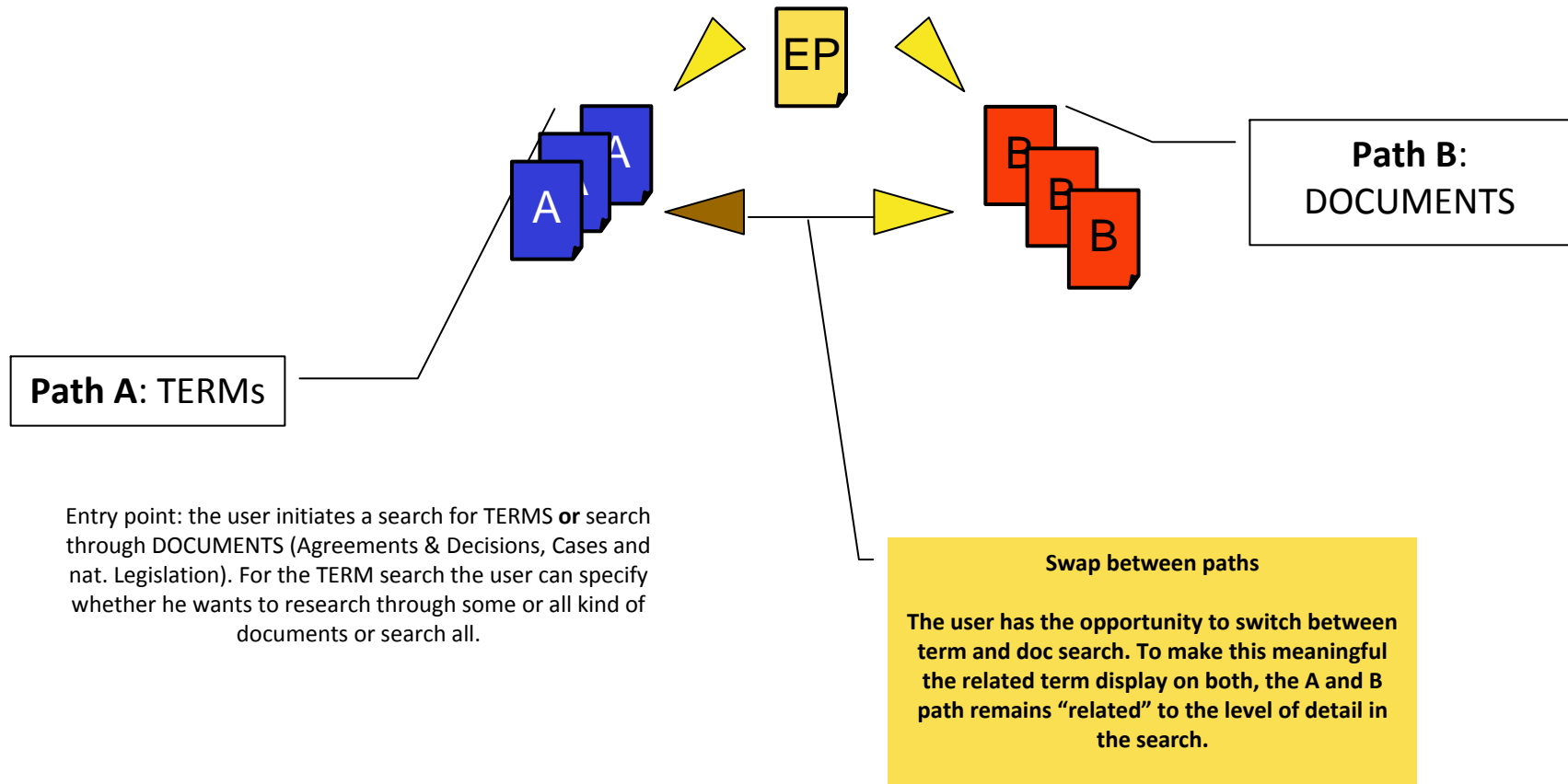
CBD and Cartagena Protocol (2), Ramsar Convention, CITES, CMS, ITPGR-FA, London Dumping Convention, MARPOL, Basel & Liability Protocol, PIC, POPs, UNCCD, UNFCCC & Kyoto Protocol, UNCLOS (Art 192-195); Vienna Convention & Montreal Protocol, World Heritage Convention
+ 15 regional Agreements

Terms (80)

- Alien Species/Invasive Species
- Amendment Procedures
- Armed Conflict
- Biological Diversity
- Capacity Building
- Chemicals and Hazardous Wastes
- Climate Change
- CBDR
- Compliance
- Conservation
- Cooperation
- Dispute Settlement
- Ecosystems ...

Online Guide to Environmental law

An Overview of AI Portal Navigation System





U N E P

Armed conflict

The term “armed conflict” generally refers to a variety of kinds of hostile military actions. The scope of examination of the term in this context relates to the nexus between armed conflict and the protection of the environment; that is, what protections are afforded to the environment during times of armed conflict. [Read more...](#)



Search Results

Overview

Decisions/
Resolutions

Judgments (int/nat)

National Law

WHC

The Convention provides protection for a list of cultural or ecological sites, and sites threatened by armed conflict can be added to the list.

Quick look

View details

PDF

Website

Articles

Decisions

Cases

Laws

Upcoming meetings

Recently Enlisted countries

▶ [Decision 33COM 7A.18: paragraph 3](#)

▶ [Decision 27COM 20B.2: paragraph 6](#)

▶ [Decision 27COM 20B.2: paragraph 6](#)

▶ [Decision 32COM 7A.18: paragraph 3](#)

▶ [Decision 26COM 22: paragraphs 2, 9](#)

Wireframe drafts

Linked terms

precautionary precautionary approach precautionary measures action preventative measures prevented preventing prevention preventive primary

principle principle applies principle principles



Related terms

precautionary. precaut
ionary approach. precautionary
measures. action. preventative measures.
prevented preventing prevention preventive primary

principle principle applies.
principle: principles

Relationships the AI seeks to visualize

I - Between Agreements/Articles/Paras AND terms:

UNFCCC

Preamble

Preamb. Para 6

Climate Change

Common Concern of Mankind

Common but Differentiated Responsibilities

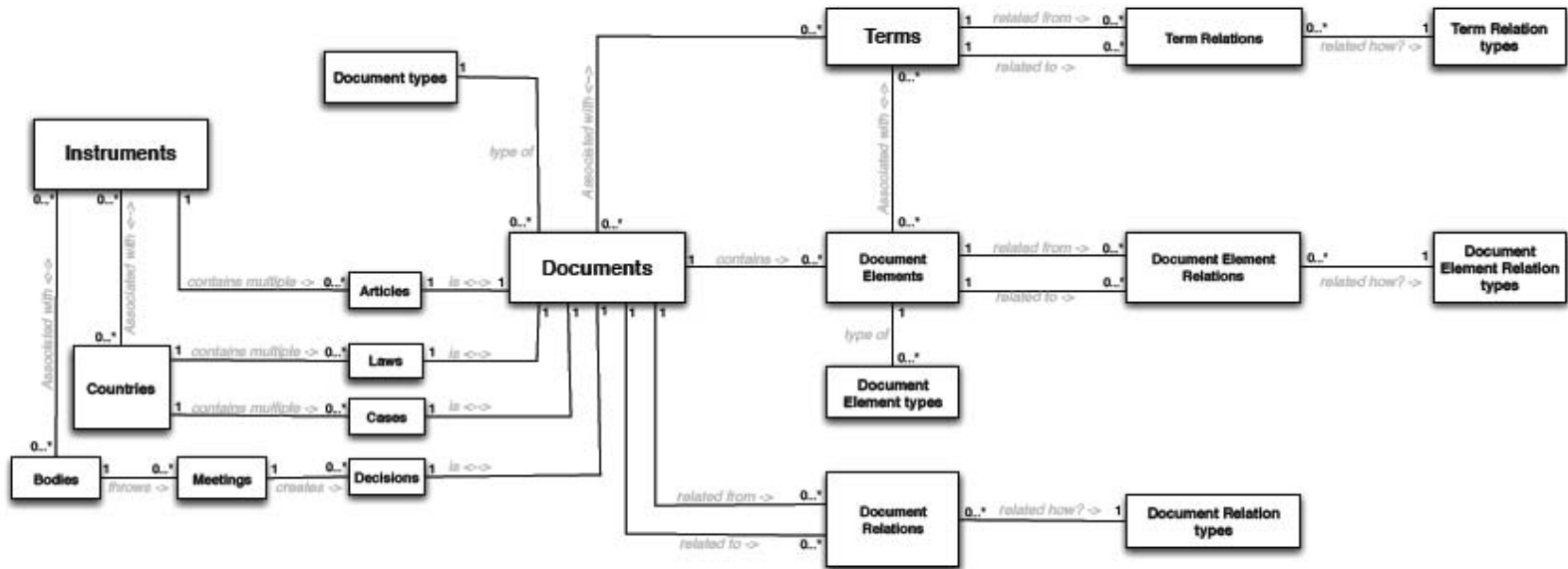
II - Amongst terms

Sustainable Use is often used together with Conservation, Alien invasive species tagged together with protected areas and ecosystems, hazardous wastes with chemicals

III - Amongst Agreements and Decisions

Decisions of COPs of Protocols and Agreements refer back to Agreement and Protocol Articles and to each other.

Relational Database





U N E P

The Proof of Concept

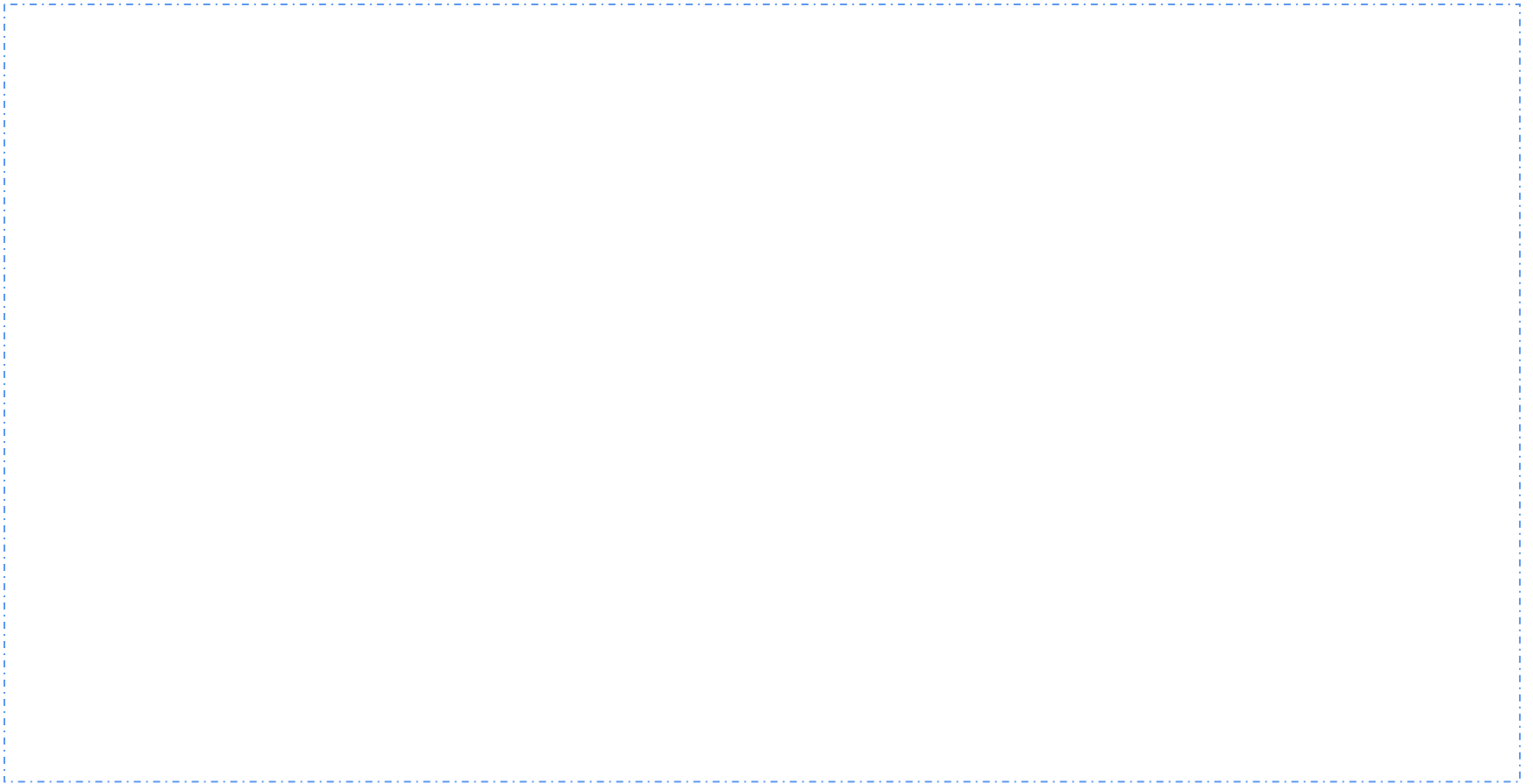
Step by Step:

1. Identification of agreements and Identification of terms
2. Relating both (avoid misrepresentation)
3. Content Management System
4. User-friendly design

UNFCCC 1992 Preamble and Articles	Full text	Links within the UNFCCC	Adjustment Procedures	Adoption of Protocols	Amendment Procedures	Armed Conflict	Capacity Building			Climate Change	CEDR	Common concern of mankind	Compliance
							Developed	Developing	General				
UNFCCC, Preamble	<i>(as a whole)</i>			X	X		X			X	X	X	X
UNFCCC, Preamble, para 1	Acknowledging that change in the Earth's climate and its adverse effects are a common concern of humankind,									X		X	
UNFCCC, Preamble, para 2	Concerned that human activities have been substantially increasing the atmospheric concentrations of greenhouse gases, that these increases enhance the natural greenhouse effect, and that this will result on average in an additional warming of the Earth's surface and atmosphere and may adversely affect natural ecosystems and humankind,									X			
UNFCCC, Preamble, para 3	Noting that the largest share of historical and current global emissions of greenhouse gases has originated in developed countries, that per capita emissions in developing countries are still relatively low and that the share of global emissions originating in developing countries will grow to meet their social and development needs,									X			
UNFCCC, Preamble, para 4	Aware of the role and importance in terrestrial and marine ecosystems of sinks and reservoirs of greenhouse gases,									X			
UNFCCC, Preamble, para 5	Noting that there are many uncertainties in predictions of climate change, particularly with regard to the timing, magnitude and regional patterns thereof,									X			
UNFCCC, Preamble, para 6	Acknowledging that the global nature of climate change calls for the widest possible cooperation by all countries and their participation in an effective and appropriate international response, in accordance with their common but differentiated responsibilities and respective capabilities and their social and economic conditions,									X	X		
UNFCCC, Preamble, para 7	Recalling the pertinent provisions of the Declaration of the United Nations Conference on the Human Environment, adopted at Stockholm on 16 June 1972,												
UNFCCC, Preamble, para 8	Recalling also that States have, in accordance with the Charter of the United Nations and the principles of international law, the sovereign right to exploit their own resources pursuant to their own environmental and developmental policies, and the responsibility to ensure that activities within their jurisdiction or control do not cause damage to the environment of other States or of areas beyond the limits of national jurisdiction,												
UNFCCC, Preamble, para 9	Reaffirming the principle of sovereignty of States in international cooperation to address climate change,									X			
UNFCCC, Preamble, para 10	Recognizing that States should enact effective environmental legislation, that environmental standards, management objectives and priorities should reflect the environmental and developmental context to which they apply, and that standards applied by some countries may be inappropriate and of unwarranted economic and social cost to other countries, in particular developing countries,												
UNFCCC, Preamble, para 11	Recalling the provisions of General Assembly resolution 44/228 of 22 December 1989 on the United Nations Conference on Environment and Development, and resolutions 43/53 of 6 December 1988, 44/207 of 22 December 1989, 45/212 of 21									X			



The Content Management System





How can a Content Management System facilitate the tagging?

Treaty

Name Kyoto Protocol

- Preamble
 - KP, Preamble**
 - KP, Preamble, Para 1
 - KP, Preamble, Para 2
 - KP, Preamble, Para 3
 - KP, Preamble, Para 4
- Article 1
- Article 2

The second field demonstrates identified links within the instrument, depending on the instrument they can relate to any of the four. If a parent instrument has been already identified (through the parent child relationship between for instance UNFCCC and the Kyoto Protocol) then in the display the convention field must reflect the parent (UNFCCC) and the protocol field would have to reflect the child. Identified links have to show up "pre-filled" in the system

prefilled information pops up

link to related articles: Assign term:

KP, Preamble, Para 1
Being Parties to the United Nations Framework convention on Climate Change, hereinafter referred to as "the Convention",

KP, Preamble, Para 2

KP, Preamble, Para 3

KP, Preamble, Para 4

Since I am inputting here a relationship between preambular para 4 and 1, once I am in para 4 this information will pop up in blue as "prefilled" so that in using the CMS I can validate previous entries by clicking on the prefilled links which will take me where I want to edit or delete this entry

in Convention
UnFCCC Article 5.1

In the Protocol
Preambular Para 4

link to related decisions

in Convention
[]

In the Protocol
[]

Alien Species/Invasive Species

Amendment Procedures

Adjust. Proc.

Adopt. of protocols,

Armed Conflict

Biological Diversity

Capacity Building

- Chemicals and Harzadous Wastes
- Climate Change
- CBDR
- Compliance
- Conservation
 - In situ
 - Ex situ
- Cooperation
- Displute Settlement

link within the Document category

- Preamble
 - KP, Preamble**
 - KP, Preamble, Para 1
 - KP, Preamble, Para 2
 - KP, Preamble, Para 3
 - KP, Preamble, Para 4
- Element 1
- Element 2
- Element 2
- Article 1

Assigned terms:

Capacity Building, Compliance, CBDR, ... [edit](#)



Rationale for Integration with InforMEA

Concrete Overlap:

- Decisions and MEAs that participate in MEA IKM Initiative
- 80% of the Terms are the same

Response:

- Integration of the terminology into one excel sheet to facilitate cross population of content
- Integration of front end with InforMEA to increase traffic
- Consideration of integration of database structure and information architecture of both tools as they evolve



U N E P

IN FOCUS



MEAs meet in Glastonbury to join forces
Glastonbury, England, 22-24 June 2010
A group of 15 international environmental agreements met in Glastonbury, England, to discuss ways to coordinate their efforts and to strengthen their relationships.

MEAS NEWS

- CITES - 22 June 2010**
Convention on International Trade in Endangered Species of Wild Fauna and Flora
- WFOC - 18 June 2010**
World Forum on Conservation of Wetlands
- CMS - AEWG - 1 June 2010**
Convention on the Conservation of Migratory Species of Wild Animals
- RAMSAR - 10 May 2010**
Convention on Wetlands of International Importance

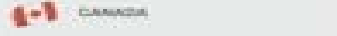
UPCOMING EVENTS

- 22 - 24 June, Glastonbury**
International Environmental Agreements Meeting
- 22 July - Aug 1 2010, Brasilia**
World Forum on Conservation of Wetlands
- 16 October 2010, Nairobi**
Convention on the Conservation of Migratory Species of Wild Animals

RECENT DECISIONS/TREATY CASES

- 2 - CITES
- 1 - UN
- 0 - CMS

FEATURED COUNTRY



ENVIRONMENTAL LAW EXPLORER

TERMS

SEARCH TERMS

ALL

- Treaty Terms
 - Convention Text
 - Parties
 - Conference
 - Preparation Text
 - Parties
 - Conference
 - Convention Text
 - Parties
- Environment Terms
 - Convention Text
 - Parties
 - Conference
 - Preparation Text
 - Parties
 - Conference
 - Convention Text
 - Parties
- Bio-Diversity Terms
 - Convention Text
 - Parties
 - Conference
 - Convention Text
 - Parties
- Trade Terms
 - Convention Text
 - Parties
 - Conference
 - Convention Text
- Outreach Terms
 - Convention Text
 - Parties
 - Conference
 - Convention Text

TREATIES

SEARCH TREATIES

ALL

- Chemical / Pesticides
 - BANGALOR
 - BETTERGRAM
 - ESTERONOLAM
 - NEMIPOL
 - LINDANE
- No Diversity
 - CEE
 - ETCGPA
 - WFOC
 - Ramsar
- Species
 - CITES
 - CITES ANNEX I
 - Ramsar
- Climate
 - UNFCCC
 - UNCCC
 - WGCN

DECISIONS

SEARCH DECISIONS

ALL

- TREATY DECISIONS
(To further search, click one or more treaties above.)
- NATIONAL LEGISLATION
(To further search, click one or more treaties above.)
- JUDICIAL CASES
 - ICAJ
 - OTHER

PLACES

SEARCH PLACES

ALL

- AFRICA
 - Botswana
 - Parties
 - Conference
 - Convention Text
 - Parties
 - Conference
 - Convention Text
 - Parties
- ASIA
 - Botswana
 - Parties
 - Conference
 - Convention Text
 - Parties
 - Conference
 - Convention Text
 - Parties
- EUROPE
 - Botswana
 - Parties
 - Conference
 - Convention Text
 - Parties
 - Conference
 - Convention Text
 - Parties
- NORTH AMERICA
 - Botswana
 - Parties
 - Conference
 - Convention Text
 - Parties
 - Conference
 - Convention Text
 - Parties
- OCEANIA
 - Botswana
 - Parties
 - Conference
 - Convention Text
 - Parties
 - Conference
 - Convention Text
 - Parties

DATE

SEARCH DATE

ALL



Thank you

