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REPORT (2021) OF THE COMMITTEE ON TRADE-RELATED INVESTMENT MEASURES

(ADOPTED 12 OCTOBER 2021)

1 GENERAL

1.1. This report is submitted pursuant to Article 7.3 of the Agreement on Trade-Related Investment Measures ("TRIMs Agreement"), which requires the Committee on Trade-Related Investment Measures (the "Committee") to report annually to the Council for Trade in Goods. The Report covers the period 16 September 2020 – 12 October 2021.

1.2. The Committee met formally on 23 March and 12 October 2021. The meetings were chaired respectively by Mr Manuel CHACÓN (Colombia) and Ms Vilma PELTONEN (Finland). The minutes of these meetings may be found in documents G/TRIMS/M/49 and G/TRIMS/M/50. The meetings were open to all Members, governments with observer status in the WTO and international intergovernmental organizations to which the Committee has accorded regular observer status (IMF, OECD, UN, UNCTAD and World Bank). Decisions on requests for observer status made by several other international organizations are pending.

2 NOTIFICATIONS

2.1. Pursuant to Article 5.1 of the TRIMs Agreement, Members were required to notify any trade-related investment measure ("TRIM") inconsistent with the Agreement within 90 days after the entry into force of the WTO Agreement. Article 5.2 allows for transition periods for the elimination of measures notified under Article 5.1 and which were in existence at least 180 days preceding the entry into force of the WTO Agreement. Pursuant to a decision of the General Council in April 1995, governments eligible to become original WTO Members that accepted the WTO Agreement after 1 January 1995 had 90 days after the date of their acceptance of the WTO Agreement to make the notifications foreseen in Article 5.1, with the period for the elimination of TRIMs notified under Article 5.1 governed by reference to the date of entry into force of the WTO Agreement.¹ Annex 1 lists all notifications of measures under Article 5.1. In the case of some Members, notifications have been submitted later than the 90-day period foreseen. Some Members have notified that they do not apply any TRIM inconsistent with the Agreement. Annex 2 lists all Members that have made such notifications.

2.2. Article 6.2 provides for notification of publications in which information on TRIMs can be found. Annex 3 lists the Members that have submitted such notifications. Since the last report, notifications were received from Turkey and Guinea. As agreed by the Committee at its meeting on 20 May 2009, the Secretariat has circulated two reminders² containing guidance regarding the requirements of Article 6.2 and its related decision. The reminders also request all Members that have never notified such publications to do so without delay and that all Members that previously notified update their notifications, if appropriate, without delay. The latest updated list of notifications has been circulated in document G/TRIMS/N/2/Rev.31.

¹ WT/L/64.

² The reminders for 2021 were circulated in documents G/TRIMS/W/169 and G/TRIMS/W/170.

3 COMMUNICATIONS BY MEMBERS AND RELATED DISCUSSIONS

3.1. During this reporting period, the Committee held discussions on two (2) issues already discussed in previous reporting periods and on four (4) new items.

3.2. Issues raised in previous meetings of the Committee included: (i) Indonesia – Comprehensive Review of Localization Measures, item requested by the United States, the European Union and Japan³; (ii) Russian Federation – Measures implementing Russia's import substitution policy, item requested by the United States and the European Union.⁴

3.3. New issues raised during the latest reporting period included (i) Indonesia – Import restriction on carpets and other textiles, item requested by Japan and the European Union⁵; (ii) Indonesia – Import restriction on air conditioners, item requested by Japan⁶; (iii) India – Import restriction on air conditioners, item requested by Japan⁷; and (iv) India – Import restriction on tires, item requested by Japan.

4 ELECTION OF OFFICERS

4.1. On 28 July 2021, the Council for Trade in Goods ("CTG") appointed Ms Vilma PELTONEN (Finland) as Chairperson of the Committee. As per the Committee's decision on 23 March 2021⁸, a communication was sent to the Membership in this respect on 28 July 2021 and as no written objection was received, Ms Peltonen was elected as the Chairperson of the Committee on 30 July 2021. On the Vice-Chairperson, a communication was sent on 21 September 2021 by Ms Peltonen proposing Ms Betina Carla FABBIEtti (Argentina) as Vice-Chairperson. As no written objection was received, Ms Fabbietti was elected as the Vice-Chairperson of the Committee on 28 September 2021.

³ G/TRIMS/Q/IDN/5; G/TRIMS/Q/IDN/6; G/TRIMS/Q/IDN/7 and G/TRIMS/Q/IDN/8.

⁴ G/TRIMS/Q/RUS/4, G/TRIMS/Q/RUS/5, G/TRIMS/Q/RUS/6, G/TRIMS/Q/RUS/7, G/TRIMS/Q/RUS/8, G/TRIMS/Q/RUS/9, G/TRIMS/Q/RUS/10.

⁵ G/TRIMS/Q/IDN/9.

⁶ G/TRIMS/Q/IDN/10.

⁷ G/TRIMS/Q/IND/1.

⁸ Committee minutes contained in document G/TRIMS/M/49.

ANNEX 1**MEMBERS THAT HAVE SUBMITTED NOTIFICATIONS UNDER ARTICLE 5.1
OF THE AGREEMENT ON TRADE-RELATED INVESTMENT MEASURES**

Member	Document Symbol	Date of Communication
Argentina	G/TRIMS/N/1/ARG/1	30 March 1995
Argentina	G/TRIMS/N/1/ARG/1/Add.1	21 March 1997
Barbados	G/TRIMS/N/1/BRB/1	31 March 1995
Bolivia, Plurinational State of ¹	G/TRIMS/N/1/BOL/1	24 June 1998
Chile ²	G/TRIMS/N/1/CHL/1	14 December 1995
Colombia	G/TRIMS/N/1/COL/1	31 March 1995
Colombia	G/TRIMS/N/1/COL/1/Add.1	4 June 1995
Colombia ³	G/TRIMS/N/1/COL/2	31 July 1995
Colombia	G/TRIMS/N/1/COL/2/Corr.1	30 September 1996
Costa Rica ⁴	G/TRIMS/N/1/CRI/1	30 March 1995
Cuba ⁵	G/TRIMS/N/1/CUB/1	18 July 1995
Cyprus ⁶	G/TRIMS/N/1/CYP/2	30 October 1995
Dominican Republic	G/TRIMS/N/1/DOM/1	26 April 1995
Ecuador	G/TRIMS/N/1/ECU/1	20 March 1996
Egypt	G/TRIMS/N/1/EGY/1	29 September 1995
India	G/TRIMS/N/1/IND/1	31 March 1995
India	G/TRIMS/N/1/IND/1/Add.1	22 December 1995
India	G/TRIMS/N/1/IND/1/Add.1/Corr.1	18 March 1996
India	G/TRIMS/N/1/IND/1/Add.2	11 April 1996
Indonesia	G/TRIMS/N/1/IDN/1	23 May 1995
Indonesia	G/TRIMS/N/1/IDN/1/Add.1	28 October 1996
Kazakhstan	G/TRIMS/N/1/KAZ/1	21 April 2016
Malaysia	G/TRIMS/N/1/MYS/1	31 March 1995
Malaysia	G/TRIMS/N/1/MYS/1/Rev.1	14 March 1996
Mexico	G/TRIMS/N/1/MEX/1	31 March 1995
Mexico ⁷	G/TRIMS/N/1/MEX/1/Rev.1 ⁸	31 March 1995
Nigeria ⁹	G/TRIMS/N/1/NGA/1	17 July 1996
Pakistan	G/TRIMS/N/1/PAK/1	30 March 1995
Peru	G/TRIMS/N/1/PER/1	3 March 1995
Philippines	G/TRIMS/N/1/PHL/1	31 March 1995
Poland ¹⁰	G/TRIMS/N/1/POL/1	28 September 1995
Russian Federation	G/TRIMS/N/1/RUS/1	23 January 2013
Russian Federation	G/TRIMS/N/1/RUS/1/Add.1	11 February 2013
Romania	G/TRIMS/N/1/ROM/1	31 March 1995
South Africa	G/TRIMS/N/1/ZAF/1	19 April 1995

¹ Bolivia subsequently submitted a notification indicating that it does not apply any trade-related investment measures that are not in conformity with the Agreement (G/TRIMS/N/1/BOL/1/Add.1).

² Chile subsequently submitted a notification indicating that it has eliminated measures notified under Article 5.1 (G/TRIMS/N/1/CHL/1/Add.1).

³ Colombia subsequently submitted a notification indicating that it had issued Decree No. 1473 of 10 May 2004, whereby Decree No. 2439 of 1994 establishing import control mechanisms for certain agricultural products had been repealed (G/TRIMS/N/1/COL/3).

⁴ Costa Rica subsequently submitted a notification indicating that it intended to eliminate measures notified under Article 5.1 in advance of the expiry of the transition period (G/TRIMS/N/1/CRI/1/Add.1).

⁵ Cuba subsequently informed the Committee that the measures notified by Cuba under Article 5.1 are no longer in force (G/TRIMS/M/3, paragraph 5).

⁶ This notification superseded Cyprus' previous one (G/TRIMS/N/1/CYP/1) of 29 June 1995; Cyprus subsequently submitted a notification indicating that it has eliminated measures notified under Article 5.1 (G/TRIMS/N/1/CYP/2/Add.1).

⁷ Mexico subsequently submitted a notification indicating that all provisions under the Automotive Decree had ceased to be operative as of 1 January 2004 (G/C/42).

⁸ In English only.

⁹ Nigeria subsequently submitted a notification indicating that the Nigerian Enterprises Promotion Act of 1989 has been repealed and replaced with the Nigerian Investment Promotion Commission Decree 1995 (G/TRIMS/N/1/NGA/1/Add.1).

¹⁰ Poland subsequently submitted a notification indicating that it has eliminated measures notified under Article 5.1 (G/TRIMS/N/1/POL/1/Add.1).

<u>Member</u>	<u>Document Symbol</u>	<u>Date of Communication</u>
Thailand	G/TRIMS/N/1/THA/1	30 March 1995
Uganda	G/TRIMS/N/1/UGA/1	17 June 1997
Uruguay	G/TRIMS/N/1/URY/1	31 March 1995
Uruguay	G/TRIMS/N/1/URY/1/Add.1	30 August 1995
Venezuela, Bolivarian Republic of	G/TRIMS/N/1/VEN/1	31 March 1995

ANNEX 2**NOTIFICATIONS INDICATING THAT NO TRIMS INCONSISTENT WITH THE AGREEMENT
ON TRADE-RELATED INVESTMENT MEASURES ARE MAINTAINED**

Member	Document Symbol	Date of Communication
Bolivia, Plurinational State of	G/TRIMS/N/1/BOL/1/Add.1	4 March 1999
Costa Rica	G/TRIMS/N/1/CRI/1/Add.1 ¹	16 September 1999
Cyprus	G/TRIMS/N/1/CYP/2/Add.1	26 May 2000
El Salvador	G/TRIMS/N/1/SLV/1	5 November 2003
Haiti	G/TRIMS/N/1/HTI/1	27 February 1998
Honduras	G/TRIMS/N/1/HND/1	7 July 1995
Israel	G/TRIMS/N/1/ISR/1	24 October 1996
Jamaica	G/TRIMS/N/1/JAM/1	9 June 1998
Jordan	G/TRIMS/N/1/JOR/1	22 May 2000
Kuwait, the State of	G/TRIMS/N/1/KWT/1	10 November 2015
Maldives	G/TRIMS/N/1/MLV/1	30 September 1999
Mali	G/TRIMS/N/1/MLI/1	27 May 1997
Mauritius	G/TRIMS/N/1/MUS/1	27 March 1995
New Zealand	G/TRIMS/N/1/NZL/1	20 May 1999
Nicaragua	G/TRIMS/N/1/NIC/1	18 July 1996
Oman	G/TRIMS/N/1/OMN/1	20 December 2000
Saint Lucia	G/TRIMS/N/1/LCA/1	14 February 1996
Saudi Arabia, Kingdom of	G/TRIMS/N/1/SAU/1	3 October 2006
Singapore	G/TRIMS/N/1/SGP/1	9 October 1996
Slovenia	G/TRIMS/N/1/SVN/1	27 March 1995
Sri Lanka	G/TRIMS/N/1/LKA/1	14 March 2000
Switzerland	G/TRIMS/N/1/CHE/1	8 August 1995
Chinese Taipei	G/TRIMS/N/1/TPKM/1	27 May 2002
Trinidad & Tobago	G/TRIMS/N/1/TTO/1	1 April 1996
Zambia	G/TRIMS/N/1/ZMB/1	13 April 1995

¹ A Corrigendum to the English version was issued in G/TRIMS/N/1/CRI/1/Add.1/Corr.1, dated 26 October 1999.

ANNEX 3**MEMBERS THAT HAVE SUBMITTED NOTIFICATIONS UNDER ARTICLE 6.2
OF THE AGREEMENT ON TRADE-RELATED INVESTMENT MEASURES**

Afghanistan	Lesotho
Albania	Liberia
Angola	Liechtenstein
Argentina	Macao, China
Armenia	Madagascar
Australia	Malawi
Bahrain, Kingdom of	Malaysia
Bolivia, Plurinational State of	Maldives
Botswana	Mali
Brazil	Mauritius
Brunei Darussalam	Mexico
Burkina Faso	Moldova, Republic of
Burundi	Mongolia
Cambodia	Montenegro
Cameroon	Myanmar
Canada	Namibia
Chad	New Zealand
Chile	Nicaragua
China	Nigeria
Colombia	Norway
Congo	Oman
Costa Rica	Panama
Côte d'Ivoire	Paraguay
Cuba	Peru
Dominica	Philippines
Dominican Republic	Qatar
Ecuador	Russian Federation
El Salvador	Samoa
European Union (including the member States)	Senegal
Fiji	Seychelles
Gabon	Singapore
The Gambia	South Africa
Georgia	Sri Lanka
Ghana	Suriname
Guatemala	Switzerland
Guinea	Chinese Taipei
Haiti	Thailand
Honduras	Togo
Hong Kong, China	Trinidad and Tobago
Iceland	Tunisia
India	Turkey
Indonesia	Uganda
Israel	Ukraine
Jamaica	United Arab Emirates
Japan	United States of America
Jordan	Uruguay
Kazakhstan	Vanuatu
Korea, Republic of	Venezuela, Bolivarian Republic of
Kuwait, the State of	Zambia
Kyrgyz Republic	Zimbabwe
Lao People's Democratic Republic	