

## WTO Analytical Index

The *WTO Analytical Index* is a comprehensive guide to the interpretation and application of the WTO Agreements by the Appellate Body, dispute settlement panels and other WTO bodies. It contains extracts of key pronouncements and findings from tens of thousands of pages of WTO jurisprudence, including panel reports, Appellate Body reports, Article 21.3(c) awards and Article 22.6 decisions. This unique work will be of assistance to anyone working in the field of WTO law, including lawyers, economists, academics and students. It is produced by the Legal Affairs Division of the WTO Secretariat with contributions from other divisions of the Secretariat and the Appellate Body Secretariat.

The third edition of the *WTO Analytical Index* covers developments in WTO law and practice over the period January 1995 through September 2011.

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Frontmatter  
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WTO Analytical Index  
Guide to WTO Law and Practice  
THIRD EDITION

VOLUME I

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**Disclaimer**

This publication does not constitute an official or authoritative interpretation of the covered agreements, of the cited dispute settlement reports, awards and decisions, or of the legal significance of any of the other decisions, recommendations and other documents cited in this publication.

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Contents

Foreword	page vii
----------	----------

VOLUME 1

Introduction	1
Marrakesh Agreement Establishing the World Trade Organization	6
General Agreement on Tariffs and Trade 1994	97
Agreement on Agriculture	389
Agreement on Sanitary and Phytosanitary Measures	461
Agreement on Textiles and Clothing	597
Agreement on Technical Barriers to Trade	633
Agreement on Trade-Related Investment Measures	683
Agreement on Implementation of Article VI of the General Agreement on Tariffs and Trade 1994	697
Agreement on Implementation of Article VII of the General Agreement on Tariffs and Trade	936
Agreement on Preshipment Inspection	977
Agreement on Rules of Origin	987
Agreement on Import Licensing Procedures	1002

VOLUME 2

Agreement on Subsidies and Countervailing Measures	1015
Agreement on Safeguards	1221
General Agreement on Trade in Services	1312
Agreement on Trade-Related Aspects of Intellectual Property Rights	1385
Understanding on Rules and Procedures Governing the Settlement of Disputes	1499
Trade Policy Review Mechanism	2042
Agreement on Trade in Civil Aircraft	2049
Agreement on Government Procurement	2058
GATT Disputes	2103
WTO Disputes	2110
Index by Subject	2137
Index by Case	2217

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## Foreword

The Analytical Index is an edited compendium of key materials from the entire work of the WTO as an organization, arranged by topic and set into context by introductory summaries or remarks. Its coverage includes panel and Appellate Body reports, arbitral decisions and awards, and decisions and other significant activities of WTO Committees, Councils, and other WTO bodies. The Analytical Index is distinctive because it is the only legal research tool that provides an integrated view of all of the WTO's work, including the work of the Members in these bodies.

This edition of the WTO Analytical Index has been updated to reflect developments in WTO law and practice up to 30 September 2011. The previous edition of the Analytical Index was updated to cover panel and Appellate Body reports adopted up to the end of 2004. More than 120 new dispute settlement reports, awards and decisions totalling well over 30,000 pages have been circulated since the previous edition. WTO Committees have also been very active during this period, generating numerous decisions on a range of issues.

Many of the chapters in the third edition have been substantially updated and revised to reflect the considerable amount of new jurisprudence and other material developed since the end of 2004, including but not limited to the chapters on the WTO Agreement, the GATT 1994, the SPS Agreement, the TBT Agreement, the Anti-Dumping Agreement, the Customs Valuation Agreement, the SCM Agreement, and the Agreement on Government Procurement. The chapter on the DSU (which also covers the Working Procedures for Appellate Review and the Rules of Conduct) has nearly doubled in length from the previous editions, and includes many new tables as well as a new section covering principles and concepts of general international law invoked in WTO dispute settlement.

The third edition of the Analytical Index was prepared by the Legal Affairs Division of the WTO Secretariat, with contributions from other Divisions of the Secretariat as well as the Appellate Body Secretariat. It reflects the hard work and expertise of a number of individuals. I thank all those colleagues (current and former) who made contributions to this project over the past six years. In addition, I acknowledge the valuable work of Amy Porges, who was contracted to assist with the preparation of the third edition and whose deep expertise contributed to the high quality of this book. Finally, I would be remiss if I did not acknowledge the efforts of Graham Cook, who directed and steered this project through and without whom this edition would not have been realized this year.

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