



1 December 2015

(15-6343)

Page: 1/1

**Ministerial Conference
Tenth Session
Nairobi, 15-18 December 2015**

TRIPS NON-VIOLATION AND SITUATION COMPLAINTS

DRAFT DECISION

At its meeting on 30 November 2015, the General Council agreed to forward the following text¹ to the Ministerial Conference for decision:

The Ministerial Conference decides as follows:

We take note of the work done by the Council for Trade-Related Aspects of Intellectual Property Rights pursuant to our Decision of 7 December 2013 on "TRIPS Non-Violation and Situation Complaints" (WT/L/906), and direct it to continue its examination of the scope and modalities for complaints of the types provided for under subparagraphs 1(b) and 1(c) of Article XXIII of GATT 1994 and make recommendations to our next Session, which we have decided to hold in 2017. It is agreed that, in the meantime, Members will not initiate such complaints under the TRIPS Agreement.

¹ As per recommendation of the TRIPS Council, contained in IP/C/71/Add.2 and Corr.1.