

The Free Trade Agreement incorporates many GATT obligations of both parties and also provides that a dispute involving both GATT and FTA obligations may be referred to a bi-national panel established under the FTA dispute settlement mechanisms.

The panel will consider whether Canada's landing requirements for salmon and herring are compatible with Article XI of the General Agreement on Tariffs and Trade (GATT). The panel may further consider whether these landing requirements are measures relating to the conservation of exhaustible natural resources, an exception permitted by Article XX of the GATT.

Under the terms of the Canada-U.S. Free Trade Agreement, the panelists are neither affiliated with nor to take instructions from either party to the Agreement.

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