

## ANNEX 2

### Public Communications

1. Public communication procedures of each Party regarding the acceptance of communications shall provide, *inter alia*:
  - (a) that communications that are trivial, frivolous or vexatious will not be accepted;
  - (b) acceptance will be based on, *inter alia*, information requested from the other Party necessary to make the determination under subparagraph (a);
  - (c) that the NAOs shall periodically make available a list of public communications that it has accepted for review.
2. Public communication procedures of each Party regarding the review of communications shall include the following criteria and procedures:
  - (a) the nature of any alleged failure to comply;
  - (b) the degree to which the concerns are trade-related;
  - (c) the extent to which other tribunals or bodies have examined the concerns raised, provided that the proceedings conform to Article 5;
  - (d) the involvement of both Parties.