Identifying Key Development Issues in Relation to a Potential Outcome of the Negotiations

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Outline

• **Issues** raised concerning a potential multilateral framework on investment facilitation (MFIF)

• **Context** of the issues to help launch discussions

• **Research topics**—on development-related implications of a potential MFIF—for prioritization
  • Technical paper covering priority issues
  • To be developed TAF2+ Umbrella Grant Project team and external experts
Groupings of issues

Sustainable development costs and benefits

Legal architecture and regime coherence

Scope of a potential MFIF

Specific provisions in the current WD
Sustainable development costs and benefits

• Sustainable development costs and benefits of investment facilitation and of a potential MFIF
• Facilitation of foreign investment and local business development
• Facilitation of foreign investment by MSMEs
Legal architecture and regime coherence

• Legal architecture of a potential MFIF and its potential effects on the rights and obligations under existing WTO agreements
• Coherence within the international investment regime and with reform efforts
• How obligations under a potential MFIF could be brought into treaty–based investor–state arbitration (umbrella clause, MFN, FET)
Scope of a potential MFIF

- Definitions of investment and investment facilitation “for development”
- Scope and coverage of a potential MFIF
- Differences in implementation at national and sub-national levels
Specific provisions in the current WD

- Non-discrimination principle
- Special and differential treatment (S&DT)
- Trade Facilitation Agreement Facility (TFAF) and a potential Investment Facilitation Agreement Facility
- Cross-cutting issues: CSR, anti-corruption, investor obligations, MSMEs, gender and social inclusion
Are we missing something?

- Areas
- Concerns
- Research topics
Discussions – What to prioritize?

1. ...
2. ...
3. ...

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