

Annex XIII.01

Nullification and Impairment

1. A Party may have recourse to dispute settlement under this Chapter, if such Party considers that any benefit it could reasonably have expected to accrue to it under any provision of Part Three (Trade in Goods) is being nullified or impaired as a result of the application of any measure that is not consistent with this Agreement.
2. In any such dispute, the Panel shall take into consideration the jurisprudence interpreting Article XXIII.1.b) (Nullification or Impairment) of the GATT 1994.