



State Procurement Manual

Department of Administration, State Bureau of Procurement

Number
PRO-604

Section ADMINISTRATIVE POLICY	Effective 9/16/19	Replaces PRO-C-37 1-1-12
Title WORLD TRADE ORGANIZATION GOVERNMENT PROCUREMENT AGREEMENT		Page 1 of 1

SCOPE: The purpose of this policy is to establish official procedure for handling contract awards which may be impacted by the international World Trade Organization (WTO) Government Procurement Agreement (GPA).

POLICY: Under the WTOGPA, member states are required to treat countries that are members of the agreement equally in every respect. This means that preferences in favor of the United States will be eliminated from contracts which have met three tests.

- 1) The entity must be a member state to the WTOGPA. For a list of current members, see the WTO Parties website.
- 2) The procurement must be greater than or equal to the WTOGPA thresholds. See PRO-101, Procurement Definitions and Thresholds.
- 3) The procurement cannot be exempted (e.g. procurement which has an objective of promoting general environmental quality in the state; printing; certain programs promoting the development of distressed areas and businesses; etc.)

It also means that the countries themselves must be treated equally; no preference in favor of one of the countries over another can exist.

PROCEDURE: I. State Bureau of Procurement Consultation

The tests, conditions and members to the WTOGPA are subject to change. To determine if a procurement is subject to the conditions of the WTOGPA, or to handle questions as it relates to the applicability of the WTOGPA as it compares to other state-specific procurement requirements, agencies will consult the Bureau.



Legal Authority

Wis. Stats. 16.71

Agencies Affected: All, unless otherwise noted

Authorized:

Sara Redford, Director
State Bureau of Procurement