CARICOM - Revised Treaty of Chaguaramas which established the Caribbean Community including the CARICOM single Market and Economy

| Objectives                                                                 | Improve standards of living and work; full employment of labour and other factors of production; accelerated, coordinated and sustained economic development and convergence; expansion of trade and economic relations with third States; enhanced levels of international competitiveness; organization for increased production and productivity; achievement of a greater measure of economic leverage and effectiveness of Member States in dealing with third States, groups of States and entities of any description and the enhanced co-ordination of Member States’ foreign and foreign economic policies; and enhanced functional co-operation including: more efficient operation of common services and activities for the benefit of its peoples, accelerated promotion of greater understanding among its peoples and the advancement of their social, cultural, and technological development, [and] intensified activities in areas such as health, education, transportation and telecommunications. |
| Signatories                                                               | Antigua and Barbuda, Barbados, Belize, Dominica, Grenada, Guyana, Jamaica, St.Kitts and Nevis, St. Lucia, St. Vincent and the Grenadines, Suriname, and Trinidad and Tobago |
| Date of signature                                                         | July 5, 2001 |

**Environmental provisions or Provisions addressing environmental concerns**

**Chapter II - Institutional Arrangements – Article 15.2 (h) The Council for Trade and Economic Development**

2. Subject to the provisions of Article 12, COTED shall be responsible for the promotion of trade and economic development of the Community. In particular, COTED shall:

(…)

(f) promote measures for the development of energy and natural resources on a sustainable basis

(h) promote and develop policies for the protection of and preservation of the environment and for sustainable development;

**Chapter II - Institutional Arrangements – Article 17.2 (f) The Council for Human and Social Development**

2. Subject to the provisions of Article 12, COHSOD shall be responsible for the promotion
of human and social development in the Community. In particular, COHSOD shall:

(…) (f) promote the development of special focus programmes supportive of the establishment and maintenance of a healthy human environment in the Community

Chapter II – Institutional Arrangements – Article 21 – Institutions of the Community

The following entities established by or under the auspices of the Community shall be recognized as Institutions of the Community:

- Caribbean Disaster Emergency Response Agency (CDERA)
- Caribbean Environmental Health Institute (CEHI)
- Caribbean Agricultural Research and Development Institute

Chapter IV – Policies for Sectoral Development – Part I Industrial Policy – Article 51 – Objectives of Community Industrial Policy

(1) The goal of the Community Industrial Policy shall be market-led, internationally competitive and sustainable production of goods and services for the promotion of the Region’s economic and social development

(2) In fulfillment of the goal set out in paragraph 1 of this Article, the Community shall pursue the following objectives:

(g) enhanced industrial production on an environmentally sustainable basis.

Chapter IV – Policies for Sectoral Development – Part I Industrial Policy – Article 52.5 Implementation of Community Industrial Policy

5. In implementing the Community Industrial Policy, COTED shall have regard to the provisions of this Treaty relating to environmental protection.

Chapter IV – Policies for Sectoral Development – Part I Industrial Policy – Article 55 Sustainable Tourism Development

(1) The Community shall in collaboration with competent international organizations, formulate proposals for sustainable tourism development. These proposals shall recognize the importance of the tourism sub-sector to the economic development of the Region, and the need to preserve its cultural and natural resources and to maintain a balance between a health ecology and economic development.

(2) The programme for sustainable tourism development shall have the following objectives:

(f) conservation of the natural and cultural resources of the Region through proper management
Chapter IV – Policies for Sectoral Development – Part II Agricultural Policy – Article 56.1 (a) The Community Agricultural Policy

1. The goal of the Community Agricultural Policy shall be:
(a) the fundamental transformation of the agricultural sector towards market oriented, internationally competitive and environmentally sound production of agricultural products
(f) the efficient management and sustainable exploitation of the Region’s natural resources, including its forests and the living resources of the exclusive economic zone,
bearing in mind the differences in resources endowment and economic development of the Member States.

Chapter IV – Policies for Sectoral Development – Part II Agricultural Policy – Article 57 Implementation of the Community Agricultural Policy

(1). For the achievement of the goal set out in Article 56, the Community shall, through competent Community Organs and Bodies, promote and support:
(c) the establishment of linkages among Member States with complementary natural resources…
(k) the establishment of an effective regime of sanitary and phytosanitary measures
(l) the establishment of a policy environment designed to attract investment to the agricultural sector; and

(2) For the purposes of assisting Member States to implement the agricultural policy set out in paragraph 1, COTED shall establish effective support measures including:
(b) upgrading of national and regional capabilities in the areas of sustainable natural resources management

Chapter IV – Policies for Sectoral Development – Part II Agricultural Policy – Article 58 Natural Resource Management

(1) The Community shall adopt effective measures to assist the Member States in the management of their natural resources in support of the transformation and sustainable development of the agricultural sector

(2) Without prejudice to the generality of paragraph 1 and to obligations of Member States under existing international agreements, the Community shall adopt measures for
(a) the effective management of the soil, air and all water resources, the exclusive economic zone and all other maritime areas under the national jurisdiction of the Member States; and
(b) the conservation of biological diversity and the sustainable use of biological resources of the Member States, especially those of important medicinal and traditional value.
Chapter IV – Policies for Sectoral Development – Part II Agricultural Policy- Article 60 Fisheries Management and Development

(1) The Community in collaboration with competent national, regional and international agencies and organizations, shall promote the development, management and conservation of fish resources in and among the Member States on a sustainable basis.

(2) The Community shall effect the promotion and facilitation referred to in paragraph 1 by:
   (b) establishing mechanisms to provide assistance in:
      (i) the development, management and conservation of the fisheries resources
      (d) establish development programmes for aquaculture
      (e) encouraging the establishment of protected aquatic habitats and associated terrestrial areas and fish populations for the sustainable development of fisheries resources of the Member States

(3) The Community shall collaborate with the Member States in:
   (a) the management of straddling and highly migratory fish stocks
   (b) ongoing surveillance of their exclusive economic zone
   (c) delimitation of maritime boundaries; and
   (d) safeguarding their marine environment from pollutants and hazardous wastes.

(4) Without prejudice to the provisions of Article 56, COFCOR shall promote the establishment of a regime for the effective management, conservation and utilization of the living resources of the exclusive economic zones of the Member States.

Chapter IV – Policies for Sectoral Development – Part II Agricultural Policy- Article 61 Forest Development and Management

(1) The Community shall, in collaboration with competent national, regional and international agencies and organizations, promote the development, management and conservation of the forest resources of the Member States on a sustainable basis.

(2) The Community shall effect the promotion and facilitation referred to in paragraph 1 by formulating policies and programmes for:
   (a) the management of forest resources

Chapter IV – Policies for Sectoral Development – Part III Common Supportive Measures - Article 65 Environmental Protection

1. The policies of the Community shall be implemented in a manner that ensures the prudent and rational management of the resources of the Member States. In particular, the Community shall promote measures to ensure:
   (a) the preservation, protection and improvement of the quality of the environment;
(b) the protection of the life and health of humans, animals and plants; and  
(c) the adoption of initiatives at the Community level to address regional environmental problems.  

2. In formulating measures in relation to the environment, the Community shall take account of:  
(a) available and accessible scientific and technical data;  
(b) environmental conditions in the Member States;  
(c) the potential costs and benefits of action or inaction;  
(d) the economic and social development of the Community as a whole and the balanced development of the Member States;  
(e) the precautionary principle and those principles relating to preventive action, rectification of environmental damage at source and the principle that the polluter pays; and  
(f) the need to protect the Region from the harmful effects of hazardous materials transported, generated, disposed of or shipped through or within the Community.  

3. In performing its functions under this Treaty, COTED shall ensure a balance between the requirements of industrial development and the protection and preservation of the environment.  

4. In giving effect to this Article, the Community and the Member States shall, within their respective spheres of competence, co-operate with third States and competent environmental organisations.

Chapter IV – Policies for Sectoral Development – Part III Commom Supportive Measures - Article 67.3 (d) Standards and Technical Regulations

3. The programme shall have the following objectives:  
(d) consumer and environmental protection.

Chapter IV – Policies for Sectoral Development – Part IV Commom Supportive Measures – Article 74.2

The Member States shall harmonize their laws and administrative practices in respect of, inter alia:  
(e) sanitary and phytosanitary measures

Chapter V – Trade Policy – Part III Subsidies - Article 111.1 (d) Types of Subsidies Causing Serious Adverse Effects

1. The Member States shall not ordinarily impose or introduce countervailing duties or take countermeasures on products which benefit from:  
(d) subsidies granted to assist entities in the adaptation of existing facilities to new environmental requirements imposed by law and/or regulations which result in greater constraints and financial burden on enterprises provided that the subsidies -  
(i) are a one-time non-recurring measure; and  
(ii) are limited to 20 per cent of the cost of adaptation; and  
(iii) do not cover the cost of replacing and operating the assisted investment, which must be fully borne by firms; and
(iv) are directly linked to and proportionate to a firm's planned reduction of nuisances and pollution, and do not cover any manufacturing cost savings which may be achieved; and
(v) are available to all firms which can adopt the new equipment and/or production processes.

Chapter VI – Transport Policy - Article 135.1 (d) (i) Implementation of Community Transport Policy

1. In order to achieve the objectives of the Community Transport Policy, COTED shall, in collaboration with other Organs of the Community as appropriate, promote, inter alia:
(d) the establishment of measures:
   (i) to ensure that the development of the transport sector does not impact adversely on the environment of the Member States and, in particular, the Caribbean Sea;

Chapter VI – Transport Policy - Article 140.1 (c) Development of Maritime Transport Services

1. The Member States shall co-operate in the development of maritime transport services in the Community. In particular, the Member States shall co-operate in
(c) protecting the marine environment from the effects of vessel source pollution and in combating the effects of such pollution; and
(d) take any other action necessary for the sustainable development of the shipping sector

Chapter VI – Transport Policy - Article 140.3 Development of Maritime Transport Services

3. COTED shall promote co-operation among the Member States in the implementation of relevant international maritime instruments relating to maritime safety, marine environmental protection, maritime accident investigation and the facilitation of maritime traffic.

Chapter VI – Transport Policy - Article 140.5 (b) Development of Maritime Transport Services

5. The Member States shall promote the development of maritime transport services in the Community through, inter alia:
(b) the establishment of effective maritime administrations for the regulation of shipping in the respective jurisdictions of maritime safety and marine environmental protection;

Chapter VI – Transport Policy - Article 141 Special Status of the Caribbean Sea

The Member States shall co-operate in achieving international recognition for the Caribbean Sea as a Special Area requiring protection from the potentially harmful effects of the transport of nuclear and other hazardous wastes, dumping, pollution by oil or by any other substance carried by sea or by wastes generated through the conduct of ship operations.
Chapter VIII – Competition Policy and Consumer Protection - Part II Consumer Protection - Article 185 (h) Protection of Consumer Interests in the Community

The Member States shall enact harmonised legislation to provide, inter alia:
(h) that goods or materials, the production or use of which is likely to result in potentially harmful environmental effects, are labeled and supplied in accordance with applicable standards and regulations;

Chapter X – General and Final Provisions - Article 226.1 (j) General Exceptions

1. Nothing in this Chapter shall be construed as preventing the adoption or enforcement by any Member State of measures:
(b) to protect human, animal or plant life or health
(j) relating to the conservation of natural resources or the preservation of the environment;
but only if such measures do not constitute arbitrary or unjustifiable discrimination between Member States where like conditions prevail, or a disguised restriction on trade in the Community.