

Labor Provisions  
in Trade Agreements  
(LABPTA)

Codebook

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Version 1.0 (June 2021)

## Summary

The LABPTA dataset provides systematic data on the design of labor provisions (LPs) in 492 preferential trade agreements (PTAs) spanning the period 1990-2015.

The dataset is the most comprehensive of its kind on two accounts. First, drawing on the DESTA dataset for the underlying treaty texts, it is the most extensive in terms of the number of PTAs covered, including not only agreements that have been notified to the WTO but also agreements that have not. Second, it provides the most detailed coding of LPs in PTAs to date, covering 140 distinct items organized into six overarching categories.

We also provide three measures of the stringency of labor-related commitments in PTAs, two measures covering essential dimensions of stringency, namely enforcement and institutional set-up for monitoring, and one overall measure of the depth of LPs.

By providing the coding of LPs at the most disaggregated level, the LABPTA dataset bears the promise of greater knowledge integration and accumulation within and across the methodological divides in the literature through a common framework.

We kindly ask data users to send a copy of any scholarly paper utilizing the dataset. Email or send to:

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## Citation

Use of the dataset is conditional only on citation.

Reference to the data should be made as (both citations required):

Raess, D. and Sari, D. (2018). Labor Provisions in Trade Agreements (LABPTA): Introducing a New Dataset, *Global Policy* 9(4): 451-466.

Raess, D. and Sari, D. (2021). LABPTA Codebook and Coding. [data collection]. UK Data Service. SN: 855014, <http://doi.org/10.5255/UKDA-SN-855014>

Users of the depth of LPs measure, replace the above citation to the article by the following:

Raess, D., Dür, A. and Sari, D. (2018). Protecting labor rights in preferential trade agreements: The role of trade unions, left governments, and skilled labor, *Review of International Organizations* 13(2): 143-162.

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## **Data accuracy**

We have strived to be consistent and accurate with our procedures. Inevitably in a project like this, there may be errors. If you find one, please let us know. We are planning to regularly update the dataset to make it as accurate and up-to-date as possible. Suspected errors can be reported to the author(s) at [damian.raess@wti.org](mailto:damian.raess@wti.org) and [dora.sari@etu.unige.ch](mailto:dora.sari@etu.unige.ch).

## Contents

Part 0: Definitions and notes.....	5
Part A: Rules of the coding.....	6
I. Aspirational statements relating to LPs in preamble and objectives of the agreement (P).....	6
II. Substantive commitments in relation to LPs (S) .....	6
III. Obligations in relation to substantive LPs (O) .....	11
IV. Enforceability of the substantive LPs (E) .....	16
V. Cooperation commitments over LPs (C).....	29
VI. Institutions overseeing the labor-related commitments (I) .....	34
Part B: Constructed variables of the stringency of LPs .....	38
a) Strong enforcement LPs (LP strong enf) .....	38
b) Deep institutional LPs (LP deep inst) .....	38
c) Depth of LPs (LP protect) .....	38

## Part 0: Definitions and notes

**Labour provision:** Rules and regulations that aim to protect and/or promote workers' rights and working conditions. Provisions dealing with social protection, education policy, the creation of employment opportunities, active labour market policies or 'supply-side' measures aimed at better matching labour supply and demand and provisions regarding the free movement of workers and the treatment of migrant workers are not included.

*Note:* a labour issue is 'covered' by an agreement if the agreement contains a provision (i.e. chapter, article, paragraph, or sentence) providing for some commitment in this field. We considered LPs in the treaty texts, in side agreements on labour and memorandums of understanding (MoUs), without distinction between these different sources. However, the main treaty texts should establish a clear relationship to side agreements and MoUs for those to be considered. Concerning action plans or partnership agreements that are agreed upon either simultaneously with or after the signing of the PTA concerned, those sources are considered but careful analysis is required in establishing the unilateral or reciprocal nature of the given LPs and its relation to the main agreement. Note that at the PTA level both labour commitments of unilateral and reciprocal nature are considered for coding (PTAs characterized by unilateral and reciprocal commitments are marked with a black asterisk symbol \*). However, at the country level, the coding of unilateral LPs should only be considered for the country that undertakes the commitment(s). Given our focus is on the trade-labour linkage in PTAs, we ignore labour-related commitments in relation to investment. Finally, should a labour provision concern exclusively a specific sector or group of workers, such labour-related commitments are not coded either.

**Method of coding:** the coding is carried out manually by the documentation of the actual articles where the specific commitments in the PTAs are included. Such documentation (i.e. coding) is necessary to ensure transparency of the coding. Once the above coding is done, the Word documents are transferred into a binary 0-1 coding, where 0 means no commitment and 1 means there is specific commitment coded under the given heading.

**Unit of analysis:** PTA

**PTAs:** the list of agreements are taken from the Design of Trade Agreements (DESTA) dataset (Dür, Baccini and Elsig 2014). To maintain coherence with DESTA and allow researchers to match our coding with that of the DESTA, we label PTAs with the unique ID and name provided for under DESTA. The year in our dataset reflects on DESTA's [year] variable, that is the year of signature of the preferential trade agreement. For more information: [https://www.designoftradeagreements.org/media/filer\\_public/d0/2e/d02e49bf-34d1-4829-b6f2-9805b9932c89/desta\\_codebook\\_02\\_00.pdf](https://www.designoftradeagreements.org/media/filer_public/d0/2e/d02e49bf-34d1-4829-b6f2-9805b9932c89/desta_codebook_02_00.pdf)  
<https://www.designoftradeagreements.org/downloads/>

**PTA classification based on the presence or lack of LPs:**

- 1) **Shallow LP:** PTAs with LPs exclusively under the preamble or objectives parts of PTAs;
- 2) **Comprehensive LP:** PTAs with LPs that go beyond the aspirational statements included in the preamble or objective part of PTAs;
- 3) **No LP:** PTAs with no LPs.

## Part A: Rules of the coding

### *I. Aspirational statements relating to LPs in preamble and objectives of the agreement (P)<sup>1</sup>*

#### **1. [Preambular labour provisions\_Improve working conditions]**

Does the preamble/objective part of the agreement refer to improving working conditions?

0 no  
1 yes

#### **2. [Preambular labour provisions\_Other labour rights]**

Does the preamble/objective part of the agreement refer to other labour rights?

0 no  
1 yes

Note: such provisions typically include references to commitments under the International Labour Organization (ILO), ILO Conventions, core labour rights/standards or labour rights in general.

### *II. Substantive commitments in relation to LPs (S)*

#### **II.a International labour standards commitments**

#### **3. [Substance\_ International labour standards commitments\_ILO 1998 Declaration on Fundamental Principles and Rights at Work]**

Does the main part of the agreement refer to ILO 1998 Declaration on Fundamental Principles and Rights at Work?

0 no  
1 yes

Note: the ILO 1998 Declaration on Fundamental Principles and Rights at Work (ILO 1998 Declaration) stipulates that all ILO member states have an obligation arising from their membership in the organization to respect, promote and to realize the principles concerning the fundamental worker rights. If the agreement only refers to ILO 1998 without specifying the principles and rights in four categories covered by the ILO 1998 Declaration (i.e. freedom of association and collective bargaining, forced or compulsory labour, child labour and discrimination in respect of employment and occupation), then ILO 1998 Declaration should exclusively be coded.

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<sup>1</sup> Although still subject of academic debate, LPs in preambles are predominantly considered to differ in terms of their legal effect from those found in other parts of the agreement, as they do not establish specific rights and obligations (and as such cannot directly be subject to dispute settlement), but hold an interpretive role.

**4. [Substance\_ International labour standards commitments\_Freedom of association and protection of the right to organise and strike (including reference to ILO Convention No. 87)]**

Does the main part of the agreement refer to the right of freedom of association?

- 0 no
- 1 yes

Note: references to freedom of association include (a) freedom of association, right to organize, right to strike, trade union right(s); (b) ILO Convention No. 87 (“Freedom of Association and Protection of the Right to Organise Convention”); (c) ILO fundamental/core labour/worker's rights/Conventions.

**5. [Substance\_ International labour standards commitments\_Effective recognition of the right to collective bargaining (including reference to ILO Convention No. 98)]**

Does the main part of the agreement refer to the right to collective bargaining?

- 0 no
- 1 yes

Note: references to collective bargaining include (a) collective bargaining including reference to (alternative) dispute resolution mechanism; (b) ILO Convention No. 98 (“Right to Organise and Collective Bargaining Convention”); (c) ILO fundamental/core labour/worker's rights/Conventions.

**6. [Substance\_ International labour standards commitments\_Elimination of all forms of forced or compulsory labour (including reference to ILO Convention Nos. 29 and 105)]**

Does the main part of the agreement refer to forced labour?

- 0 no
- 1 yes

Note: references to forced labour include (a) elimination/abolition of forced labour; (b) ILO Convention No. 29 (“Forced Labour Convention”) and/or ILO Convention No. 105 (“Abolition of Forced Labour Convention”); (c) ILO fundamental/core labour/worker's rights/Conventions.

**7. [Substance\_ International labour standards commitments\_Setting minimum age for admission to employment (including reference to ILO Convention No. 138)]**

Does the main part of the agreement refer to child labour and minimum age for employment?

- 0 no
- 1 yes

Note: references to child labour and minimum age for employment include (a) (progressively raise) minimum age for admission to employment or work; (b) elimination/abolition of child labour; (c) ILO Convention No. 138 (“Minimum Age Convention”); (d) ILO fundamental/core labour/worker's rights/Conventions.

**8. [Substance\_ International labour standards commitments\_Prohibition and elimination of the worst forms of child labour (including reference to ILO Convention No. 182)]**

Does the main part of the agreement refer to the prohibition of the worst forms of child labour?

0 no  
1 yes

Note: references to the prohibition and elimination of the worst forms of child labour include (a) elimination/abolition of child labour; (b) prohibition and elimination of worst forms of child labour; (c) ILO Convention No. 182 (“Worst Forms of Child Labour Convention”); (d) ILO fundamental/core labour/worker's rights/Conventions.

**9. [Substance\_ International labour standards commitments\_Equal remuneration for men and women for work of equal value (including reference to ILO Convention No. 100)]**

Does the main part of the agreement refer to non-discrimination in respect to remuneration for men and women for work of equal value?

0 no  
1 yes

Note: references to equal remuneration for men and women for work of equal value include: (a) equal remuneration/pay for men and women for work of equal value; (b) gender equality and equal opportunities in the world of work; (c) ILO Convention No. 100 (“Equal Remuneration Convention”); (d) ILO fundamental/core labour/worker's rights/Conventions.

**10. [Substance\_ International labour standards commitments\_Elimination of discrimination in respect of employment and occupation (including reference to ILO Convention No. 111)]**

Does the main part of the agreement refer to the elimination of discrimination in respect of employment?

0 no  
1 yes

Coding rule: 1 if reference to one of the followings: (a) elimination of discrimination of any form in respect of employment and occupation/work; (b) gender equality and equal opportunities in the world of work; (c) ILO Convention No. 111 (“Discrimination (Employment and Occupation) Convention”); (d) ILO fundamental/core labour/worker's rights/Conventions.



**11. [Substance\_ International labour standards commitments\_ Conditions of work]**

Does the main part of the agreement refer to the improvement of conditions of work?

0 no  
1 yes

Note: if the agreement only refers in general terms to conditions of work or working conditions, it is coded under heading no. 11. If it has specific reference to working time, wages and/or health and safety at work, those should be coded under their respective headings (heading no. 12-14).

**12. [Substance\_ International labour standards commitments\_ Conditions of work/working time]**

Does the main part of the agreement refer to working time in the context of improvement of conditions of work?

0 no  
1 yes

**13. [Substance\_ International labour standards commitments\_ Conditions of work/wages]**

Does the main part of the agreement refer to wages in the context of improvement of conditions of work?

0 no  
1 yes

Note: reference to minimum wage should be coded under wages.

**14. [Substance\_ International labour standards commitments\_ Conditions of work/health and safety]**

Does the main part of the agreement refer to health and safety in the context of improvement of conditions of work?

0 no  
1 yes

**15. [Substance\_ International labour standards commitments\_ ILO 2008 Declaration on Social Justice for a Fair Globalization]**

Does the main part of the agreement refer to the ILO 2008 Declaration on Social Justice for a Fair Globalization?

0 no  
1 yes

**16. [Substance\_ International labour standards commitments\_Decent Work]**

Does the main part of the agreement refer to decent work?

- 0 no
- 1 yes

Note: both reference to the ILO's Decent Work Agenda and general reference to decent work should be coded under heading no. 16.

**17. [Substance\_ International labour standards commitments\_Internationally recognized labour standards (incl. general ref. to ILO Conventions)]**

Does the main part of the agreement refer to internationally recognized labour standards?

- 0 no
- 1 yes

Note: given that internationally recognized labour standards can encompass a variety of standards, we consider the coding of reference to internationally recognized labour standards if no definition is provided for such reference in the agreement or if such definition is broader than the principles and rights in four categories covered by the 1998 ILO Declaration on the Fundamental Principles and Rights at Work (i.e. freedom of association and collective bargaining, forced or compulsory labour, child labour and discrimination in respect of employment and occupation) and those considered under conditions of work. References to internationally recognized labour standards include (a) 'internationally recognized labour standards'; (b) Conventions other than the fundamental conventions ratified by the parties; (c) Conventions other than the fundamental conventions not ratified by the parties.

**18. [Substance\_ International labour standards commitments\_UN ECOSOC Ministerial Declaration on Generating Full and Productive Employment and Decent Work for All 2006]**

Does the main part of the agreement refer to UN ECOSOC Ministerial Declaration on Generating Full and Productive Employment and Decent Work for All 2006?

- 0 no
- 1 yes

**19. [Substance\_ International labour standards commitments\_Corporate Social Responsibility]**

Does the main part of the agreement refer to corporate social responsibility?

Note: references to corporate social responsibility include (a) good corporate governance and corporate social responsibility on labour issues; (b) internationally recognized guidelines and principles relating to good corporate governance and corporate social responsibility on labour issues.

- 0 no

1 yes

## **II.b Domestic law**

### **20. [Substance\_ Domestic law\_Non-derogation]**

Does the main part of the agreement refer to the commitment of non-derogation?

0 no

1 yes

Note: references to non-derogation include (a) commitment not to encourage trade through the weakening of labour laws by ways of waiving or derogating from domestic labour law; (b) commitment not to invoke or otherwise use the violation of labour law as a legitimate comparative advantage; c) commitment not to use labour law for protectionist trade purposes or as disguised restriction on trade.

### **21. [Substance\_ Domestic law\_Effective enforcement of domestic laws]**

Does the main part of the agreement refer to the commitment of effectively enforcing domestic labour laws?

0 no

1 yes

Note: references to effective enforcement of domestic laws include commitment to effectively enforce domestic laws (to the extent as failing to do so would affect trade between the signatory countries). Reference to effectively implement commitments in law and practices should be not be coded under domestic law commitments but under respective international labour standards commitment.

### **22. [Substance\_ Domestic law\_Access to domestic courts]**

Does the main part of the agreement refer to the commitment of guaranteeing access to domestic courts?

0 no

1 yes

Note: references to access to domestic courts include commitment to guarantee the right of workers or employers to fair, equitable and transparent domestic procedures under which their rights can be invoked and enforced.

## **III. Obligations in relation to substantive LPs (O)**

Note: following a legal interpretation of the treaty texts, we code the extent of obligations undertaken by the signatory parties, i.e. whether the substantive commitments amount to legally binding obligations. Binding obligations are indicated by the use of terms such as shall, will, agree, undertake, ensure, realize, whereas commitments expressed with words such as

‘should’ or ‘strive to’ indicate weaker commitments. The 20 items under Substance are repeated under Obligations and coded accordingly.

**Method of coding:** the article(s) that indicate(s) the binding nature of the substantive commitment should be documented (i.e. coded) in the word document under the respective heading(s). Once the coding is done, the word documents are transferred into a binary, 0-1 coding, where 0 means no commitment and 1 means there is specific commitment coded under the given heading.

### **III.a International labour standards commitments**

#### **23. [Obligation\_ International labour standards commitments\_ILO 1998 Declaration on Fundamental Principles and Rights at Work]**

Does the commitment in relation to ILO 1998 Declaration on Fundamental Principles and Rights at Work [heading no. 3] amount to legally binding obligation?

0 no  
1 yes

#### **24. [Obligation\_ International labour standards commitments\_Freedom of association and protection of the right to organise and strike (including reference to ILO Convention No. 87)]**

Does the commitment in relation to Freedom of association and protection of the right to organise and strike (including reference to ILO Convention No. 87) [heading no. 4] amount to legally binding obligation?

0 no  
1 yes

#### **25. [Obligation\_ International labour standards commitments\_Effective recognition of the right to collective bargaining (including reference to ILO Convention No. 98)]**

Does the commitment in relation to Effective recognition of the right to collective bargaining (including reference to ILO Convention No. 98) [heading no. 5] amount to legally binding obligation?

0 no  
1 yes

#### **26. [Obligation\_ International labour standards commitments\_Elimination of all forms of forced or compulsory labour (including reference to ILO Convention Nos. 29 and 105)]**

Does the commitment in relation to Elimination of all forms of forced or compulsory labour (including reference to ILO Convention Nos. 29 and 105) [heading no. 6] amount to legally binding obligation?

0 no  
1 yes

**27. [Obligation\_ International labour standards commitments\_Setting minimum age for admission to employment (including reference to ILO Convention No. 138)]**

Does the commitment in relation to Setting minimum age for admission to employment (including reference to ILO Convention No. 138) [heading no. 7] amount to legally binding obligation?

0 no  
1 yes

**28. [Obligation\_ International labour standards commitments\_Prohibition and elimination of the worst forms of child labour (including reference to ILO Convention No. 182)]**

Does the commitment in relation to Prohibition and elimination of the worst forms of child labour (including reference to ILO Convention No. 182) [heading no. 8] amount to legally binding obligation?

0 no  
1 yes

**29. [Obligation\_ International labour standards commitments\_Equal remuneration for men and women for work of equal value (including reference to ILO Convention No. 100)]**

Does the commitment in relation to Equal remuneration for men and women for work of equal value (including reference to ILO Convention No. 100) [heading no. 9] amount to legally binding obligation?

0 no  
1 yes

**30. [Obligation\_ International labour standards commitments\_Elimination of discrimination in respect of employment and occupation (including reference to ILO Convention No. 111)]**

Does the commitment in relation to Elimination of discrimination in respect of employment and occupation (including reference to ILO Convention No. 111) [heading no. 10] amount to legally binding obligation?

0 no  
1 yes

**31. [Obligation\_ International labour standards commitments\_Conditions of work]**

Does the commitment in relation to Conditions of work [heading no. 11] amount to legally binding obligation?

0 no  
1 yes

**32. [Obligation\_ International labour standards commitments\_Conditions of work/working time]**

Does the commitment in relation to Conditions of work/working time [heading no. 12] amount to legally binding obligation?

0 no  
1 yes

**33. [Obligation\_ International labour standards commitments\_Conditions of work/wages]**

Does the commitment in relation to Conditions of work/wages [heading no. 13] amount to legally binding obligation?

0 no  
1 yes

**34. [Obligation\_ International labour standards commitments\_Conditions of work/health and safety]**

Does the commitment in relation to Conditions of work/health and safety [heading no. 14] amount to legally binding obligation?

0 no  
1 yes

**35. [Obligation\_ International labour standards commitments\_ILO 2008 Declaration on Social Justice for a Fair Globalization]**

Does the commitment in relation to ILO 2008 Declaration on Social Justice for a Fair Globalization [heading no. 15] amount to legally binding obligation?

0 no  
1 yes

**36. [Obligation \_ International labour standards commitments\_Decent Work]**

Does the commitment in relation to Decent Work [heading no. 16] amount to legally binding obligation?

0 no  
1 yes

**37. [Obligation\_ International labour standards commitments\_Internationally recognized labour standards (incl. general ref. to ILO Conventions)]**

Does the commitment in relation to Internationally recognized labour standards (incl. general ref. to ILO Conventions) [heading no. 17] amount to legally binding obligation?

0 no  
1 yes

**38. [Obligation\_ International labour standards commitments\_UN ECOSOC Ministerial Declaration on Generating Full and Productive Employment and Decent Work for All 2006]**

Does the commitment in relation to UN ECOSOC Ministerial Declaration on Generating Full and Productive Employment and Decent Work for All 2006 [heading no. 18] amount to legally binding obligation?

0 no  
1 yes

**39. [Obligation\_ International labour standards commitments\_Corporate Social Responsibility]**

Does the commitment in relation to Corporate Social Responsibility [heading no. 19] amount to legally binding obligation?

0 no  
1 yes

**III.b Domestic law**

**40. [Obligation\_Domestic law\_Non-derogation]**

Does the commitment in relation to Non-derogation [heading no. 20] amount to legally binding obligation?

0 no  
1 yes

**41. [Obligation\_Domestic law\_Effective enforcement of domestic laws]**

Does the commitment in relation to Effective enforcement of domestic laws [heading no. 21] amount to legally binding obligation?

0 no  
1 yes

**42. [Obligation\_Domestic law\_Access to domestic courts]**

Does the commitment in relation to Access to domestic courts [heading no. 22] amount to legally binding obligation?

0 no

1 yes

#### ***IV. Enforceability of the substantive LPs (E)***

Building on a WTO taxonomy (Chase, Yanovich, Crawford and Ugaz 2016), we distinguish between political/diplomatic, quasi-judicial and judicial state-to-state dispute settlement mechanisms (DSM). Under political/diplomatic system the parties aim to resolve the discussion jointly through political dialogue without the involvement of third-party adjudication. Given their voluntary nature and purpose of finding a mutually agreed solution - mediation, conciliation and good offices are also coded under political DSM. Under quasi-judicial and judicial DSM, PTA members have an ‘automatic’ right<sup>2</sup> of access to (often ad hoc) third party adjudication (quasi-judicial DSM) or standing judicial courts (judicial DSM). The items under substantive commitments are repeated under each category of DSM and coded accordingly.

**Method of coding:** the article(s) that regulate(s) the DSM applicable to the respective substantive commitment(s) should be documented (i.e. coded) in the word document under the respective heading(s). Once the coding is done, the word document is transferred into a binary, 0-1 coding, where 0 means no commitment and 1 means DSM is applicable under the given heading.

#### **IV.a Political DSM**

##### **IV.a.i International labour standards commitments**

#### **43. [Political DSM\_International labour standards commitments\_ILO 1998 Declaration on Fundamental Principles and Rights at Work]**

Is the commitment in relation to ILO 1998 Declaration on Fundamental Principles and Rights at Work [heading no. 3] covered by political DSM?

0 no  
1 yes

#### **44. [Political DSM\_International labour standards commitments\_Freedom of association and protection of the right to organise and strike (including reference to ILO Convention No. 87)]**

Is the commitment in relation to Freedom of association and protection of the right to organise and strike (including reference to ILO Convention No. 87) [heading no. 4] covered by political DSM?

0 no  
1 yes

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<sup>2</sup> That is, PTA members have no right to veto a referral to third party adjudication.



**45. [Political DSM\_International labour standards commitments\_Effective recognition of the right to collective bargaining (including reference to ILO Convention No. 98)]**

Is the commitment in relation to Effective recognition of the right to collective bargaining (including reference to ILO Convention No. 98) [heading no. 5] covered by political DSM?

0 no  
1 yes

**46. [Political DSM\_International labour standards commitments\_Elimination of all forms of forced or compulsory labour (including reference to ILO Convention Nos. 29 and 105)]**

Is the commitment in relation to Elimination of all forms of forced or compulsory labour (including reference to ILO Convention Nos. 29 and 105) [heading no. 6] covered by political DSM?

0 no  
1 yes

**47. [Political DSM\_International labour standards commitments\_Setting minimum age for admission to employment (including reference to ILO Convention No. 138)]**

Is the commitment in relation to Setting minimum age for admission to employment (including reference to ILO Convention No. 138) [heading no. 7] covered by political DSM?

0 no  
1 yes

**48. [Political DSM\_International labour standards commitments\_Prohibition and elimination of the worst forms of child labour (including reference to ILO Convention No. 182)]**

Is the commitment in relation to Prohibition and elimination of the worst forms of child labour (including reference to ILO Convention No. 182) [heading no. 8] covered by political DSM?

0 no  
1 yes

**49. [Political DSM\_International labour standards commitments\_Equal remuneration for men and women for work of equal value (including reference to ILO Convention No. 100)]**

Is the commitment in relation to Equal remuneration for men and women for work of equal value (including reference to ILO Convention No. 100) [heading no. 9] covered by political DSM?

0 no

1 yes

**50. [Political DSM\_International labour standards commitments\_Elimination of discrimination in respect of employment and occupation (including reference to ILO Convention No. 111)]**

Is the commitment in relation to Elimination of discrimination in respect of employment and occupation (including reference to ILO Convention No. 111) [heading no. 10] covered by political DSM?

0 no  
1 yes

**51. [Political DSM\_International labour standards commitments\_Conditions of work]**

Is the commitment in relation to Conditions of work [heading no. 11] covered by political DSM?

0 no  
1 yes

**52. [Political DSM\_International labour standards commitments\_Conditions of work/working time]**

Is the commitment in relation to Conditions of work/working time [heading no. 12] covered by political DSM?

0 no  
1 yes

**53. [Political DSM\_International labour standards commitments\_Conditions of work/wages]**

Is the commitment in relation to Conditions of work/wages [heading no. 13] covered by political DSM?

0 no  
1 yes

**54. [Political DSM\_International labour standards commitments\_Conditions of work/health and safety]**

Is the commitment in relation to Conditions of work/health and safety [heading no. 14] covered by political DSM?

0 no  
1 yes

**55. [Political DSM\_International labour standards commitments\_ILO 2008 Declaration on Social Justice for a Fair Globalization]**

Is the commitment in relation to ILO 2008 Declaration on Social Justice for a Fair Globalization [heading no. 15] covered by political DSM?

0 no  
1 yes

**56. [Political DSM\_International labour standards commitments\_Decent Work]**

Is the commitment in relation to Decent Work [heading no. 16] covered by political DSM?

0 no  
1 yes

**57. [Political DSM\_International labour standards commitments\_Internationally recognized labour standards (incl. general ref. to ILO Conventions)]**

Is the commitment in relation to Internationally recognized labour standards (incl. general ref. to ILO Conventions) [heading no. 17] covered by political DSM?

0 no  
1 yes

**58. [Political DSM\_International labour standards commitments\_UN ECOSOC Ministerial Declaration on Generating Full and Productive Employment and Decent Work for All 2006]**

Is the commitment in relation to UN ECOSOC Ministerial Declaration on Generating Full and Productive Employment and Decent Work for All 2006 [heading no. 18] covered by political DSM?

0 no  
1 yes

**59. [Political DSM\_International labour standards commitments\_Corporate Social Responsibility]**

Is the commitment in relation to Corporate Social Responsibility [heading no. 19] covered by political DSM?

0 no  
1 yes

**IV.a.ii Domestic law**

**60. [Political DSM\_Domestic law\_Non-derogation]**

Is the commitment in relation to Non-derogation [heading no. 20] covered by political DSM?

0 no  
1 yes

**61. [Political DSM\_Domestic law\_Effective enforcement of domestic laws]**

Is the commitment in relation to Effective enforcement of domestic laws [heading no. 21] covered by political DSM?

0 no  
1 yes

**62. [Political DSM\_Domestic law\_Access to domestic courts]**

Is the commitment in relation to Access to domestic courts [heading no. 22] covered by political DSM?

0 no  
1 yes

**IV.b Quasi-judicial DSM**

**IV.b.i. International labour standards commitments**

**63. [Quasi-judicial DSM\_International labour standards commitments\_ILO 1998 Declaration on Fundamental Principles and Rights at Work]**

Is the commitment in relation to ILO 1998 Declaration on Fundamental Principles and Rights at Work [heading no. 3] covered by quasi-judicial DSM?

0 no  
1 yes

**64. [Quasi-judicial DSM\_International labour standards commitments\_Freedom of association and protection of the right to organise and strike (including reference to ILO Convention No. 87)]**

Is the commitment in relation to Freedom of association and protection of the right to organise and strike (including reference to ILO Convention No. 87) [heading no. 4] covered by quasi-judicial DSM?

0 no  
1 yes

**65. [Quasi-judicial DSM\_International labour standards commitments\_Effective recognition of the right to collective bargaining (including reference to ILO Convention No. 98)]**

Is the commitment in relation to Effective recognition of the right to collective bargaining (including reference to ILO Convention No. 98) [heading no. 5] covered by quasi-judicial DSM?

0 no  
1 yes

**66. [Quasi-judicial DSM\_International labour standards commitments\_Elimination of all forms of forced or compulsory labour (including reference to ILO Convention Nos. 29 and 105)]**

Is the commitment in relation to Elimination of all forms of forced or compulsory labour (including reference to ILO Convention Nos. 29 and 105) [heading no. 6] covered by quasi-judicial DSM?

0 no  
1 yes

**67. [Quasi-judicial DSM\_International labour standards commitments\_Setting minimum age for admission to employment (including reference to ILO Convention No. 138)]**

Is the commitment in relation to Setting minimum age for admission to employment (including reference to ILO Convention No. 138) [heading no. 7] covered by quasi-judicial DSM?

0 no  
1 yes

**68. [Quasi-judicial DSM\_International labour standards commitments\_Prohibition and elimination of the worst forms of child labour (including reference to ILO Convention No. 182)]**

Is the commitment in relation to Prohibition and elimination of the worst forms of child labour (including reference to ILO Convention No. 182) [heading no. 8] covered by quasi-judicial DSM?

0 no  
1 yes

**69. [Quasi-judicial DSM\_International labour standards commitments\_Equal remuneration for men and women for work of equal value (including reference to ILO Convention No. 100)]**

Is the commitment in relation to Equal remuneration for men and women for work of equal value (including reference to ILO Convention No. 100) [heading no. 9] covered by quasi-judicial DSM?

0 no  
1 yes

**70. [Quasi-judicial DSM\_International labour standards commitments\_Elimination of discrimination in respect of employment and occupation (including reference to ILO Convention No. 111)]**

Is the commitment in relation to Elimination of discrimination in respect of employment and occupation (including reference to ILO Convention No. 111) [heading no. 10] covered by quasi-judicial DSM?

0 no  
1 yes

**71. [Quasi-judicial DSM\_International labour standards commitments\_Conditions of work]**

Is the commitment in relation to Conditions of work [heading no. 11] covered by quasi-judicial DSM?

0 no  
1 yes

**72. [Quasi-judicial DSM\_International labour standards commitments\_Conditions of work/working time]**

Is the commitment in relation to Conditions of work/working time [heading no. 12] covered by quasi-judicial DSM?

0 no  
1 yes

**73. [Quasi-judicial DSM\_International labour standards commitments\_Conditions of work/wages]**

Is the commitment in relation to Conditions of work/wages [heading no. 13] covered by quasi-judicial DSM?

0 no  
1 yes

**74. [Quasi-judicial DSM\_International labour standards commitments\_Conditions of work/health and safety]**

Is the commitment in relation to Conditions of work/health and safety [heading no. 14] covered by quasi-judicial DSM?

0 no  
1 yes

**75. [Quasi-judicial DSM\_International labour standards commitments\_ILO 2008 Declaration on Social Justice for a Fair Globalization]**

Is the commitment in relation to ILO 2008 Declaration on Social Justice for a Fair Globalization [heading no. 15] covered by quasi-judicial DSM?

0 no  
1 yes

**76. [Quasi-judicial DSM\_International labour standards commitments\_Decent Work]**

Is the commitment in relation to Decent Work [heading no. 16] covered by quasi-judicial DSM?

0 no  
1 yes

**77. [Quasi-judicial DSM\_International labour standards commitments\_Internationally recognized labour standards (incl. general ref. to ILO Conventions)]**

Is the commitment in relation to Internationally recognized labour standards (incl. general ref. to ILO Conventions) [heading no. 17] covered by quasi-judicial DSM?

0 no  
1 yes

**78. [Quasi-judicial DSM\_International labour standards commitments\_UN ECOSOC Ministerial Declaration on Generating Full and Productive Employment and Decent Work for All 2006]**

Is the commitment in relation to UN ECOSOC Ministerial Declaration on Generating Full and Productive Employment and Decent Work for All 2006 [heading no. 18] covered by quasi-judicial DSM?

0 no  
1 yes

**79. [Quasi-judicial DSM\_International labour standards commitments\_Corporate Social Responsibility]**

Is the commitment in relation to Corporate Social Responsibility [heading no. 19] covered by quasi-judicial DSM?

0 no  
1 yes

**IV.b.ii. Domestic law**

**80. [Quasi-judicial DSM\_Domestic law\_Non-derogation]**

Is the commitment in relation to Non-derogation [heading no. 20] covered by quasi-judicial DSM?

0 no  
1 yes

**81. [Quasi-judicial DSM\_Domestic law\_Effective enforcement of domestic laws]**

Is the commitment in relation to Effective enforcement of domestic laws [heading no. 21] covered by quasi-judicial DSM?

0 no  
1 yes

**82. [Quasi-judicial DSM\_Domestic law\_Access to domestic courts]**

Is the commitment in relation to Access to domestic courts [heading no. 22] covered by quasi-judicial DSM?

0 no  
1 yes

**IV.c Judicial DSM**

**IV.c.i. International labour standards commitments]**

**83. [Judicial DSM\_International labour standards commitments\_ILO 1998 Declaration on Fundamental Principles and Rights at Work]**

Is the commitment in relation to ILO 1998 Declaration on Fundamental Principles and Rights at Work [heading no. 3] covered by judicial DSM?

0 no  
1 yes

**84. [Judicial DSM\_International labour standards commitments\_Freedom of association and protection of the right to organise and strike (including reference to ILO Convention No. 87)]**

Is the commitment in relation to Freedom of association and protection of the right to organise and strike (including reference to ILO Convention No. 87) [heading no. 4] covered by judicial DSM?

0 no  
1 yes

**85. [Judicial DSM\_International labour standards commitments\_Effective recognition of the right to collective bargaining (including reference to ILO Convention No. 98)]**



Is the commitment in relation to Effective recognition of the right to collective bargaining (including reference to ILO Convention No. 98) [heading no. 5] covered by judicial DSM?

0 no  
1 yes

**86. [Judicial DSM\_International labour standards commitments\_Elimination of all forms of forced or compulsory labour (including reference to ILO Convention Nos. 29 and 105)]**

Is the commitment in relation to Elimination of all forms of forced or compulsory labour (including reference to ILO Convention Nos. 29 and 105) [heading no. 6] covered by judicial DSM?

0 no  
1 yes

**87. [Judicial DSM\_International labour standards commitments\_Setting minimum age for admission to employment (including reference to ILO Convention No. 138)]**

Is the commitment in relation to Setting minimum age for admission to employment (including reference to ILO Convention No. 138) [heading no. 7] covered by judicial DSM?

0 no  
1 yes

**88. [Judicial DSM\_International labour standards commitments\_Prohibition and elimination of the worst forms of child labour (including reference to ILO Convention No. 182)]**

Is the commitment in relation to Prohibition and elimination of the worst forms of child labour (including reference to ILO Convention No. 182) [heading no. 8] covered by judicial DSM?

0 no  
1 yes

**89. [Judicial DSM\_International labour standards commitments\_Equal remuneration for men and women for work of equal value (including reference to ILO Convention No. 100)]**

Is the commitment in relation to Equal remuneration for men and women for work of equal value (including reference to ILO Convention No. 100) [heading no. 9] covered by judicial DSM?

0 no  
1 yes

**90. [Judicial DSM\_International labour standards commitments\_Elimination of discrimination in respect of employment and occupation (including reference to ILO Convention No. 111)]**

Is the commitment in relation to Elimination of discrimination in respect of employment and occupation (including reference to ILO Convention No. 111) [heading no. 10] covered by judicial DSM?

0 no  
1 yes

**91. [Judicial DSM\_International labour standards commitments\_Conditions of work]**

Is the commitment in relation to Conditions of work [heading no. 11] covered by judicial DSM?

0 no  
1 yes

**92. [Judicial DSM\_International labour standards commitments\_Conditions of work/working time]**

Is the commitment in relation to Conditions of work/working time [heading no. 12] covered by judicial DSM?

0 no  
1 yes

**93. [Judicial DSM\_International labour standards commitments\_Conditions of work/wages]**

Is the commitment in relation to Conditions of work/wages [heading no. 13] covered by judicial DSM?

0 no  
1 yes

**94. [Judicial DSM\_International labour standards commitments\_Conditions of work/health and safety]**

Is the commitment in relation to Conditions of work/health and safety [heading no. 14] covered by judicial DSM?

0 no  
1 yes

**95. [Judicial DSM\_International labour standards commitments\_ILO 2008 Declaration on Social Justice for a Fair Globalization]**

Is the commitment in relation to ILO 2008 Declaration on Social Justice for a Fair Globalization [heading no. 15] covered by judicial DSM?

0 no  
1 yes

**96. [Judicial DSM\_International labour standards commitments\_Decent Work]**

Is the commitment in relation to Decent Work [heading no. 16] covered by judicial DSM?

0 no  
1 yes

**97. [Judicial DSM\_International labour standards commitments\_Internationally recognized labour standards (incl. general ref. to ILO Conventions)]**

Is the commitment in relation to Internationally recognized labour standards (incl. general ref. to ILO Conventions) [heading no. 17] covered by judicial DSM?

0 no  
1 yes

**98. [Judicial DSM\_International labour standards commitments\_UN ECOSOC Ministerial Declaration on Generating Full and Productive Employment and Decent Work for All 2006]**

Is the commitment in relation to UN ECOSOC Ministerial Declaration on Generating Full and Productive Employment and Decent Work for All 2006 [heading no. 18] covered by judicial DSM?

0 no  
1 yes

**99. [Judicial DSM\_International labour standards commitments\_Corporate Social Responsibility]**

Is the commitment in relation to Corporate Social Responsibility [heading no. 19] covered by judicial DSM?

0 no  
1 yes

**IV.c.ii. Domestic law**

**100. [Judicial DSM\_Domestic law\_Non-derogation]**

Is the commitment in relation to Non-derogation [heading no. 20] covered by judicial DSM?

0 no  
1 yes

**101.[Judicial DSM\_Domestic law\_Effective enforcement of domestic laws]**

Is the commitment in relation to Effective enforcement of domestic laws [heading no. 21] covered by judicial DSM?

- 0 no
- 1 yes

**102. [Judicial DSM\_Domestic law\_Access to domestic courts]**

Is the commitment in relation to Access to domestic courts [heading no. 22] covered by judicial DSM?

- 0 no
- 1 yes

**VI.d Remedies**

**103. [Remedies\_consensual]**

Are the parties required to (endeavour) to find a mutually acceptable or satisfactory, 'consensual' solution, course of action or compensation to resolve the dispute and remedy the violation?

- 0 no
- 1 yes

Note: elimination of the non-conformity or the nullification or impairment is coded under consensual remedy.

**104. [Remedies\_Other appropriate measures]**

Does the complaining party have the unilateral right to impose 'other appropriate measures' to remedy the violation?

- 0 no
- 1 yes

**105. [Remedies\_Monetary compensation]**

Does the complaining party have the unilateral right to ask for monetary compensation to remedy the violation?

- 0 no
- 1 yes

**106. [Remedies\_Trade sanctions]**

Does the complaining party have the unilateral right to suspend (trade) benefits or impose trade sanctions to remedy the violation?

0 no  
1 yes

## ***V. Cooperation commitments over LPs (C)***

### **107. [Cooperation\_ILO 1998 Declaration on Fundamental Principles and Rights at Work]**

Do cooperation activities include cooperation over ILO 1998 Declaration on Fundamental Principles and Rights at Work?

0 no  
1 yes

Note: the ILO 1998 Declaration on Fundamental Principles and Rights at Work (ILO 1998 Declaration) stipulates that all ILO member states have an obligation arising from their membership in the organization to respect, promote and to realize the principles concerning the fundamental worker rights. If the agreement only refers to ILO 1998 without specifying the principles and rights in four categories covered by the ILO 1998 Declaration (i.e. freedom of association and collective bargaining, forced or compulsory labour, child labour and discrimination in respect of employment and occupation), then ILO 1998 Declaration should exclusively be coded.

### **108. [Cooperation\_Freedom of association and protection of the right to organise and strike (including reference to ILO Convention No. 87)]**

Do cooperation activities include cooperation over the right of freedom of association?

0 no  
1 yes

Note: references to freedom of association include (a) freedom of association, right to organize, right to strike, trade union right(s); (b) ILO Convention No. 87 (“Freedom of Association and Protection of the Right to Organise Convention”; (c) ILO fundamental/core labour/worker’s rights/Conventions.

### **109. [Cooperation\_Effective recognition of the right to collective bargaining (including reference to ILO Convention No. 98)]**

Do cooperation activities include cooperation over the right to collective bargaining?

0 no  
1 yes

Note: references to collective bargaining include (a) collective bargaining including reference to (alternative) dispute resolution mechanism; (b) ILO Convention No. 98 (“Right to Organise

and Collective Bargaining Convention”); (c) ILO fundamental/core labour/worker's rights/Conventions.

**110. [Cooperation\_Elimination of all forms of forced or compulsory labour (including reference to ILO Convention Nos. 29 and 105)]**

Do cooperation activities include cooperation over forced labour?

0 no  
1 yes

Note: references to forced labour include (a) elimination/abolition of forced labour; (b) ILO Convention No. 29 (“Forced Labour Convention”) and/or ILO Convention No. 105 (“Abolition of Forced Labour Convention”); (c) ILO fundamental/core labour/worker's rights/Conventions.

**111. [Cooperation\_Setting minimum age for admission to employment (including reference to ILO Convention No. 138)]**

Do cooperation activities include cooperation over child labour and minimum age for employment?

0 no  
1 yes

Note: references to child labour and minimum age for employment include (a) (progressively raise) minimum age for admission to employment or work; (b) elimination/abolition of child labour; (c) ILO Convention No. 138 (“Minimum Age Convention”); (d) ILO fundamental/core labour/worker's rights/Conventions.

**112. [Cooperation\_Prohibition and elimination of the worst forms of child labour (including reference to ILO Convention No. 182)]**

Do cooperation activities include cooperation over the prohibition of the worst forms of child labour?

0 no  
1 yes

Note: references to the prohibition and elimination of the worst forms of child labour include (a) elimination/abolition of child labour; (b) prohibition and elimination of worst forms of child labour; (c) ILO Convention No. 182 (“Worst Forms of Child Labour Convention”); (d) ILO fundamental/core labour/worker's rights/Conventions.

**113. [Cooperation\_Equal remuneration for men and women for work of equal value (including reference to ILO Convention No. 100)]**

Do cooperation activities include cooperation over non-discrimination in respect to remuneration for men and women for work of equal value?

0 no

1 yes

Note: references to equal remuneration for men and women for work of equal value include: (a) equal remuneration/pay for men and women for work of equal value; (b) ILO Convention No. 100 (“Equal Remuneration Convention”); (c) ILO fundamental/core labour/worker's rights/Conventions.

**114. [Cooperation\_Elimination of discrimination in respect of employment and occupation (including reference to ILO Convention No. 111)]**

Do cooperation activities include cooperation over the elimination of discrimination in respect of employment?

0 no  
1 yes

Coding rule: 1 if reference to one of the followings: (a) elimination of discrimination of any form in respect of employment and occupation/work; (b) ILO Convention No. 111 (“Discrimination (Employment and Occupation) Convention”); (c) ILO fundamental/core labour/worker's rights/Conventions.

**115. [Cooperation\_Conditions of work]**

Do cooperation activities include cooperation over the improvement of conditions of work?

0 no  
1 yes

Note: if the agreement only refers in general terms to conditions of work or working conditions, it is coded under heading no. 11. If it has specific reference to working time, wages and/or health and safety at work, those should be coded under their respective headings (heading no. 116-118).

**116. [Cooperation\_Conditions of work/working time]**

Do cooperation activities include cooperation over working time in the context of improvement of conditions of work?

0 no  
1 yes

**117. [Cooperation\_Conditions of work/wages]**

Do cooperation activities include cooperation over wages in the context of improvement of conditions of work?

0 no  
1 yes

Note: reference to minimum wage should be coded under wages.

**118. [Cooperation\_Conditions of work/health and safety]**

Do cooperation activities include cooperation over health and safety in the context of improvement of conditions of work?

0 no  
1 yes

**119. [Cooperation\_ILO 2008 Declaration on Social Justice for a Fair Globalization]**

Do cooperation activities include cooperation over ILO 2008 Declaration on Social Justice for a Fair Globalization?

0 no  
1 yes

**120. [Cooperation\_Decent Work]**

Do cooperation activities include cooperation over decent work?

0 no  
1 yes

Note: both reference to the ILO's Decent Work Agenda and general reference to decent work should be coded under heading no. 121.

**121. [Cooperation\_Internationally recognized labour standards (incl. general ref. to ILO Conventions)]**

Do cooperation activities include cooperation over internationally recognized labour standards (incl. general ref. to ILO Conventions)?

0 no  
1 yes

Note: given that internationally recognized labour standards can encompass a variety of standards, we consider the coding of reference to internationally recognized labour standards if no definition is provided for such reference in the agreement or if such definition is broader than the principles and rights in four categories covered by the 1998 ILO Declaration on the Fundamental Principles and Rights at Work (i.e. freedom of association and collective bargaining, forced or compulsory labour, child labour and discrimination in respect of employment and occupation) and those considered under conditions of work. References to internationally recognized labour standards include (a) 'internationally recognized labour standards'; (b) Conventions other than the fundamental conventions ratified by the parties; (c) Conventions other than the fundamental conventions not ratified by the parties.

**122. [Cooperation\_Labour laws]**

Do cooperation activities include cooperation over labour laws?



0 no  
1 yes

Note: references to labour laws include references to (domestic) labour laws in general as long as it is not defined or defined more broadly than the principles and rights in four categories covered by the 1998 ILO Declaration on the Fundamental Principles and Rights at Work (i.e. freedom of association and collective bargaining, forced or compulsory labour, child labour and discrimination in respect of employment and occupation) and those considered under conditions of work.

**123. [Cooperation\_UN ECOSOC Ministerial Declaration on Generating Full and Productive Employment and Decent Work for All 2006]**

Do cooperation activities include cooperation over the UN ECOSOC Ministerial Declaration on Generating Full and Productive Employment and Decent Work for All 2006?

0 no  
1 yes

**124. [Cooperation\_Corporate Social Responsibility]**

Do cooperation activities include cooperation over corporate social responsibility?

0 no  
1 yes

Note: references to corporate social responsibility include (a) good corporate governance and corporate social responsibility on labour issues; (b) internationally recognized guidelines and principles relating to good corporate governance and corporate social responsibility on labour issues.

**125. [Cooperation\_Industrial relations, social dialogue]**

Do cooperation activities include cooperation over industrial relations and social dialogue?

0 no  
1 yes

Note: references to industrial relations and social dialogue include (a) capacity building of social partners/workers' and/or employers' organizations; (b) development and strengthening of processes of negotiation, consultation or exchange of information between, or among, representatives of governments, employers and workers.

**126. [Cooperation\_Labour administration and inspection]**

Do cooperation activities include cooperation over labour administration and inspection?

0 no  
1 yes

Note: references to labour administration and inspection include (a) building and strengthening of existing labour administration, institutions and systems; (b) building and strengthening the labour inspection through increasing the number of inspectors, providing them with capacity building and regulating the inspectors power and activities; (c) developing and strengthening the collection of relevant statistical information.

**127. [Cooperation\_Gender equality]**

Do cooperation activities include cooperation over gender equality in the world of work?

- 0 no
- 1 yes

***VI. Institutions overseeing the labor-related commitments (I)***

**VI.a Committee**

**128. [Institutions\_Committee\_Regular]**

Does the regular committee established for the implementation and monitoring of the PTA have specific powers and/or responsibilities over labour provisions/labour chapter?

- 0 no
- 1 yes

**129. [Institutions\_Committee\_Separate]**

Is there a separate committee established exclusively for the implementation and monitoring of labour provisions/labour chapter?

- 0 no
- 1 yes

Note: contact points assigned by each party for the implementation and monitoring of labour provisions/labour chapter are coded as separate committee.

Note: Part VI.b and VI.c are only coded if there is separate committee established exclusively for the implementation and monitoring of labour provisions/labour chapter and only in relation to the separate committee.

**VI.b Operation/Separate committee**

**130. [Institutions\_Operation/separate committee\_Regular]**

Does the agreement require the separate committee to meet on a regular basis?

- 0 no
- 1 yes

Note: reference to regular meeting includes, for example, the requirement to have the first meeting of the committee/contact points within two years from the coming into force of the PTA and thereafter once every year. If the PTA does not specify the frequency of the meetings either in a regular or ad hoc manner, neither heading 130 nor heading 131 should be coded as 1 (yes).

**131. [Institutions\_Operation/separate committee\_Ad hoc]**

Does the agreement require the separate committee to meet on an ad hoc basis?

0 no  
1 yes

Note: reference to ad hoc meeting includes, for example, the requirement to have the first meeting of the committee/contact points within two years from the coming into force of the PTA and thereafter as the parties deem it necessary. If the PTA does not specify the frequency of the meetings either in a regular or ad hoc manner, neither heading 130 nor heading 131 should be coded as 1 (yes).

**VI.c Status of participants/Separate committee**

**132. [Institutions\_Status of participants/Separate committee\_High rank]**

Does the agreement require the participation of high rank officials in the separate committee established for the implementation and monitoring of labour provisions/chapter?

0 no  
1 yes

Note: references to high rank officials include (a) senior officials of the administration; (b) officials ranked higher than senior officials (e.g. officials at the ministerial level).

**133. [Institutions\_Status of participants/Separate committee\_Low rank]**

Does the agreement require the participation of low rank officials in the separate committee established for the implementation and monitoring of labour provisions/chapter?

0 no  
1 yes

Note: reference to low rank officials include 'representative' or 'officials' of the specific Ministry if the rank of the official is not specified or specified as lower than senior level.

**VI.d Third party consultation/involvement**

**134. [Institution\_Third party consultation/involvement\_Social partners]**

Does the agreement require/refer to the involvement of social partners?

0 no

1 yes

Note: references to the involvement of social partners include reference to trade unions or workers' and/or employers' organizations. Should the agreement require/refer to the involvement of social partners in the context of dispute settlement, involvement of the ILO under heading no. 135 should be coded.

**135. [Institution\_Third party consultation/involvement\_ILO]**

Does the agreement require/refer to the involvement of the ILO?

0 no

1 yes

Note: should the agreement require/refer to the involvement of the ILO in the context of dispute settlement, involvement of the ILO under heading no. 135 should be coded. Reference to the ILO as one of the 'international fora' through which the parties cooperate should not be coded under heading no. 135, but under heading no. 138 [Institution\_Means of cooperation\_Exchange of information].

**136. [Institution\_Third party consultation/involvement\_NGOs]**

Does the agreement require/refer to the involvement of NGOs?

0 no

1 yes

**137. [Institution\_Third party consultation/involvement\_Other third party]**

Does the agreement require/refer to the involvement of other third party?

0 no

1 yes

Note: references to 'other third party' include (a) international organizations other than the ILO; (b) involvement of the general public through public consultation or debate; (c) interested parties; (d) relevant stakeholders; (e) domestic advisory group if it is open to parties other than social partners and relevant NGOs. Reference to 'international fora'/'multilateral fora'/'regional fora' through which the parties cooperate should not be coded under heading no. 137, but under heading no. 138 [Institution\_Means of cooperation\_Exchange of information].

**VI.e Means of cooperation**

**138. [Institution\_Means of cooperation\_Exchange of information]**

Does the agreement refer to exchange of information as a means through which the parties cooperate?

0 no

1 yes

Note: reference to ‘international fora’/‘multilateral fora’/‘regional fora’ through which the parties cooperate should be coded under heading no. 138.

**139. [Institution\_Means of cooperation\_Exchange of people, including study visits, joint research, seminars and workshops]**

Does the agreement refer to exchange of people (such as study visits, joint research, seminars and workshops) as a means through which the parties cooperate?

0 no

1 yes

**140. [Institution\_Means of cooperation\_Technical assistance, capacity building]**

Does the agreement refer to technical assistance and capacity building as a means through which the parties cooperate?

0 no

1 yes

## **Part B: Constructed variables of the stringency of LPs**

### ***a) Strong enforcement LPs (LP strong enf)***

Strong enforcement is defined through the simultaneous coding of quasi-judicial or judicial DSM *and* any of the following three unilateral sanctions: other appropriate measures, monetary compensation or trade sanctions.

Source: Raess and Sari (2018)

### ***b) Deep institutional LPs (LP deep inst)***

Deep institution is defined as the combination of a separate body established specifically for the monitoring and implementation of LPs *and* the inclusiveness of the institutional mechanism, that is, the involvement of any third parties (social partners, ILO, NGOs, or other third party) in the monitoring and implementation of the agreements.

Source: Raess and Sari (2018)

### ***c) Depth of LPs (LP protect)***

Ordinal variable that ranges from 0 (no LPs) to 5 (most protecting LPs).

The values that this variable takes on are defined as follows:

0 = agreements with no LPs whatsoever;

1 = agreements with an exclusive reference to “create employment opportunities” in the preamble and/or objectives;

2 = agreements with references to “improve working conditions” and/or other labor rights in the preamble and/or objectives (with or without reference to “create employment opportunities”);

3 = agreements with substantive or cooperation-related LPs, without deep institutional framework or strong enforcement mechanism;

4 = agreements with substantive or cooperation-related LPs with deep institutional framework but without strong enforcement;

5 = agreements with substantive or cooperation-related LPs with strong enforcement mechanism

Note: The provision “create employment opportunities”, not a LP under our definition of what constitutes a LP, was coded separately and included in our measure of the depth of LPs.

Source: Raess, Dür and Sari (2018)

## References

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