Disclosure

I have no actual or potential conflict of interest in relation to this presentation.
In a globalized world, health workforce regulation in trade policy is not a new challenge...

What’s different about this “new” generation of trade agreement negotiations?
“New Generation” of Trade Agreement Negotiations

- Trans Pacific Partnership (TPP)
- Transatlantic Trade & Investment Partnership (TTIP)
- Trade in Services Agreement (TiSA)
- Regional Comprehensive Economic Partnership (RCEP)
- Comprehensive Economic & Trade Agreement (CETA)
“[The TTIP] ..is not just another trade negotiation...It’s a negotiation that goes beyond traditional trade issues like market access for goods and services. Most importantly, but not only, it’s about regulation.”

– EU Trade Commissioner Cecilia Malmstrom, 11 December 2014, Brussels
Investor-State Dispute Settlement (ISDS)/Investment Court System (ICS)

- Enables investors to challenge laws/regulations
- Limited to no judicial review
- Non-transparent
- Favorable to industry
- Regulatory chill

Known ISDS Cases (2013)

## GATS v. “New Generation” of Negotiations

<table>
<thead>
<tr>
<th>General Agreement on Trade in Services (GATS) (WTO)</th>
<th>“New” Generation of Trade Agreement Negotiations (TPP/TTIP/TiSA/RCEP/CETA)</th>
</tr>
</thead>
<tbody>
<tr>
<td>• Health-related services commitments limited</td>
<td>• All parties to each agreement committed</td>
</tr>
<tr>
<td>• Government services carve out</td>
<td>• Inclusion, scope and enforceability of any government or public services carve out unclear</td>
</tr>
<tr>
<td>• Dispute settlement generally limited to existing WTO mechanisms</td>
<td>• Likely inclusion of ISDS</td>
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Trade Agreements, UHC & Health Workforce?
Selected Health Workforce Scenarios

- Medical Education
- Licensing & Professional Qualification
- Migration & Geographic Distribution
Conclusions

• “New” generation of trade agreement negotiations may help or hinder efforts to realize UHC, social accountability
• Numerous direct and indirect scenarios for health workforce
• Analyses limited by lack of transparency in negotiations
Conclusions

• Health & health care consequences of agreements must be weighed against potential economic benefits
• Medical and public health communities have a professional obligation to engage in policy discussions
Thank you!

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