

**JAPAN – COUNTERVAILING DUTIES ON
DYNAMIC RANDOM ACCESS MEMORIES FROM KOREA**

Recourse by Korea to Article 21.5 of the DSU

Communication from the Chairman of the Panel

The following communication, dated 19 December 2008, addressed to the Chairman of the Dispute Settlement Body (DSB), is circulated pursuant to Article 21.5 of the Dispute Settlement Understanding (DSU).

Article 21.5 of the DSU stipulates that a panel considering the existence or consistency with a covered agreement of measures taken to comply with the recommendations and rulings of the DSB shall circulate its report within 90 days after the date of referral of the matter to it.

Article 21.5 of the DSU further states that when a panel considers that it cannot provide its report within this time frame, it shall inform the DSB in writing of the reasons for the delay together with an estimate of the period within which it will submit its report.

The matter in *Japan – Countervailing Duties on Dynamic Random Access Memories from Korea – Recourse by Korea to Article 21.5 of the DSU (DS336)* was referred to the original panel by the DSB on 23 September 2008, with the formalities in composing the Panel being completed on 8 October 2008.

It will not be possible for the Panel to complete its work in 90 days in light of scheduling conflicts.

The Panel expects to complete its work in June 2009.
