

Original: Spanish

**COLOMBIA – CUSTOMS MEASURES ON IMPORTATION  
OF CERTAIN GOODS FROM PANAMA**

Notification of Mutually Agreed Solution

The following communication, dated 1 December 2006, from the delegation of Panama to the Chairman of the Dispute Settlement Body, is circulated pursuant to Article 3.6 of the DSU.

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On 20 July 2006, Panama submitted a request for consultations with Colombia pursuant to Article 4 of the *Understanding on Rules and Procedures Governing the Settlement of Disputes* (DSU) and Article XXII:1 of the *General Agreement on Tariffs and Trade 1994* (GATT 1994) and Article 19.1 and 19.2 of the *Agreement on Implementation of Article VII of the GATT 1994* (Agreement on Customs Valuation) with respect to customs measures on the importation of certain goods from Panama. This request was circulated to Members on 25 July 2006 as document WT/DS348/1, G/L/782, G/VAL/D/8.

Following fruitful consultations regarding the trade dispute, Panama and Colombia reached an agreement involving the repeal of the resolutions establishing the measures at issue and the conclusion of a Customs Cooperation and Exchange Agreement between the two countries. As from the promulgation and entry into force of the new repealing provisions on 1 November 2006, the challenged rules lapsed, so that from a legal point of view, the cause of the dispute ceased to exist, making it unnecessary to proceed with the case.

Accordingly, pursuant to Article 3.6 of the DSU, the Government of Panama hereby notifies the Dispute Settlement Body that, with respect to *Colombia – Customs Measures on Importation of Certain Goods from Panama*, the Parties have reached a mutually agreed solution to the issues raised by Panama in its request for consultations.

We attach hereto a copy of the Official Journal of the Republic of Colombia No. 46.439 of 1 November 2006 publishing Resolution No. 12950 of 30 October 2006 "*amending certain estimated price resolutions*", Resolution No. 12956 of 30 October 2006 "*repealing the indicative price resolutions*", and Resolution No. 13034 of 31 October 2006 "*repealing Resolutions 01513 of 28 February 2005 and 05796 of 7 July 2005*".

Without prejudice to the above, Panama reserves the right to take any action in accordance with WTO rules against any measures which it considers to be inconsistent with Colombia's commitments under the WTO or that restrict and impair trade in goods and services in respect of Panama.

**RESOLUTION NUMBER 12950 OF 2006**

(30 October)

*amending certain estimated price resolutions.*

The Director of Customs, in exercise of the authority conferred on him by law, in particular by Article 23 of Decree 1071 of 1999 and Article 237 of Decree 2685 of 1999 as amended by Article 2 of Decree 1161 of 2002,

**RESOLVES:**

Article 1. To amend the following estimated price resolutions issued by the Customs Directorate by establishing that they apply to goods originating in and coming from all countries except those with which Colombia has concluded free trade agreements:

Resolution Number	Date	Product
9517	26 September 2002	Footwear
8627	20 September 2005	Stockings and socks
8742	22 September 2005	Textiles
9478	12 October 2005	Electrical and gas domestic appliances
10761	15 November 2005	Matches and lighters
10954	18 November 2005	Blankets and travelling rugs
11284	25 November 2005	Exercise books
11438	29 November 2005	Textile articles
3219	6 April 2006	Paper
4952	18 May 2006	Toys of pile fabrics, stuffed or unstuffed

Article 2. This resolution shall take effect from the date of its publication for goods dispatched to Colombia subsequent to its entry into force.

For publication and execution.

Done at Bogotá, D. C., on 30 October 2006.

The Director of Customs (Acting)

*Bernardo Escobar Yaver*

**RESOLUTION NUMBER 12956 OF 2006**

(30 October)

*repealing the indicative price resolutions.*

The Director of Customs, in exercise of the authority conferred on him by law, in particular by Article 23 of Decree 1071 of 1999 and Article 237 of Decree 2685 of 1999 as amended by Article 5 of Decree 4431 of 2004,

**RESOLVES:**

Article 1. To repeal the following indicative price resolutions issued by the Customs Directorate:

Resolution Number	Date	Product
5474	29 June 2005	Footwear
7908	1 September 2005	Balls
8628	20 September 2005	Stockings and socks
8743	22 September 2005	Textiles
9477	12 October 2005	Electrical and gas domestic appliances
10760	15 November 2005	Matches and lighters
10953	18 November 2005	Blankets and travelling rugs
11285	25 November 2005	Exercise books
11439	29 November 2005	Textile articles
3218	6 April 2006	Paper
4953	18 May 2006	Toys of pile fabrics, stuffed or unstuffed

Article 2. This resolution shall take effect from the date of its publication for goods dispatched to Colombia subsequent to its entry into force.

For publication and execution.

Done at Bogotá, D. C., on 30 October 2006.

The Director of Customs (Acting)

*Bernardo Escobar Yaver*

**RESOLUTION NUMBER 13034 OF 2006**

(31 October)

*repealing Resolutions 01513 of 28 February 2005 and 05796 of 7 July 2005.*

The Director General of National Customs and Excise Directorate, in exercise of the authority conferred on him by Article 19(i) of Decree 1071 of 1999 and by Decree 2685 of 1999 and its amendments,

**WHEREAS:**

The National Customs and Excise Directorate issued Resolutions 01513 of 28 February 2005 and 05796 of 7 July 2005 introducing control measures for imports of certain goods originating in and/or coming from China and Panama;

The Customs Authorities of the Republics of Panama and Colombia agreed to sign a Protocol of Cooperation and Exchange of Customs Information which should provide a sufficient basis for establishing the details of international transactions and strengthening customs control thereof;

The measures established by Resolution 05796 of 7 July 2005 and its amendments and additions were adopted as transitional measures;

During the past few months, cooperation and exchange of information between the Customs Administrations of the Republics of China and Panama have improved;

That in view of the above it is deemed appropriate to repeal the said measures, without prejudice to the permanent monitoring of the efficiency of the said cooperation mechanisms with other customs services,

**RESOLVES:**

Article 1. To repeal Resolutions 01513 of 28 February 2005 and 05796 of 7 July 2005.

Article 2. *Entry into force.* This resolution shall take effect from the date of its publication for goods dispatched to Colombia subsequent to its entry into force.

For publication and execution.

Done at Bogotá, D. C., on 31 October 2006.

The Director of Customs (Acting)

*Oscar Franco Charry*

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