

# WORLD TRADE ORGANIZATION

**WT/DS176/10**

5 April 2002

(02-1782)

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## **UNITED STATES – SECTION 211 OMNIBUS APPROPRIATIONS ACT OF 1998**

### Agreement under Article 21.3(b) of the DSU

The following communication, dated 28 March 2002, from the Permanent Delegation of the European Commission and the Permanent Mission of the United States to the Chairman of the Dispute Settlement Body, is circulated in accordance with Article 21.3(b) of the DSU.

Pursuant to Article 21.3(b) of the Understanding on Rules and Procedures Governing the Settlement of Disputes (DSU), the United States and the European Communities would like to inform the Dispute Settlement Body (DSB) that they have reached a mutual agreement on the reasonable period of time for the United States to implement the recommendations and rulings of the DSB in the dispute "United States – Section 211 Omnibus Appropriations Act of 1998" (DS176), adopted on 1 February 2002, in which portions of this US legislation were found inconsistent with US obligations under the WTO Agreement. In light of these findings, which call for legislative action by the United States Congress, the reasonable period of time will expire on 31 December 2002, or on the date on which the current session of the US Congress adjourns, whichever is later, and in no event later than 3 January 2003.

This agreement is without prejudice to the parties' rights and obligations under the Marrakesh Agreement Establishing the World Trade Organization.

Geneva, 28 March 2002

For the European Communities

For the United States of America

(s) Carlo Trojan  
Ambassador  
Permanent Representative to the WTO

(s) Linnet F. Deily  
Ambassador  
Permanent Representative to the WTO