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**THAILAND – CUSTOMS AND FISCAL MEASURES ON CIGARETTES
FROM THE PHILIPPINES**

STATUS REPORT BY THAILAND

Addendum

The following communication, dated 11 April 2013, from the delegation of Thailand to the Chairperson of the Dispute Settlement Body, is circulated pursuant to Article 21.6 of the DSU.

Status Report Regarding Implementation of the
DSB Recommendations and Rulings in the Dispute
Thailand – Customs and Fiscal Measures on Cigarettes from the Philippines
(WT/DS371)

Thailand submits this report in accordance with Article 21.6 of the *Understanding on Rules and Procedures Governing the Settlement of Disputes* ("DSU").

At its meeting on 15 July 2011, the Dispute Settlement Body ("DSB") adopted the Appellate Body report on *Thailand – Customs and Fiscal Measures on Cigarettes from the Philippines* (WT/DS371/AB/R) and the panel report (WT/DS371/R), as modified by the Appellate Body report.

On 23 September 2011, pursuant to Article 21.3(b) of the DSU, Thailand and the Philippines notified the DSB that they had mutually agreed on the reasonable period of time for Thailand to comply with the recommendations and rulings of the DSB. With respect to the DSB's recommendations and rulings regarding paragraphs 8.3(b) and (c) of the panel report, the reasonable period of time to comply shall be 15 months, expiring on 15 October 2012. With respect to the DSB's recommendations and rulings regarding all other measures, the reasonable period of time to comply shall be 10 months, expiring on 15 May 2012.

Article 21.6 of the DSU provides that the issue of implementation of the recommendations or rulings shall be placed on the agenda of the DSB meeting after six months following the date of establishment of the reasonable period of time pursuant to paragraph 3 and shall remain on the DSB's agenda until the issue is resolved. Accordingly, Thailand hereby provides the following status report of its progress in the implementation of the DSB's recommendations and rulings.

On 10 April 2012, Thailand submitted to the DSB its first status report under Article 21.6 of the DSU on its progress in the implementation of the DSB's recommendations and rulings in this matter. This report was circulated to Members as document WT/DS371/15, dated 13 April 2012. On 11 May 2012, Thailand submitted to the DSB its second status report, which was circulated to Members as document WT/DS371/15/Add.1, dated 14 May 2012. On 14 June 2012, Thailand submitted to the DSB its third status report, which was circulated to Members as document WT/DS371/15/Add.2, dated 15 June 2012. On 12 July 2012, Thailand submitted to the DSB its fourth status report, which was circulated to Members as document WT/DS371/15/Add.3, dated 13 July 2012. On 20 August 2012, Thailand submitted to the DSB its fifth status report, which was circulated to Members as document WT/DS371/15/Add.4, dated 21 August 2012. On 17 September 2012, Thailand submitted to the DSB its sixth status report, which was circulated to

Members as document WT/DS371/15/Add.5, dated 18 September 2012. On 11 October 2012, Thailand submitted to the DSB its seventh status report, which was circulated to Members as document WT/DS371/15/Add.6, dated 12 October 2012. On 8 November 2012, Thailand submitted to the DSB its eighth status report, which was circulated to Members as document WT/DS371/15/Add.7, dated 9 November 2012. On 6 December 2012, Thailand submitted to the DSB its ninth status report, which was circulated to Members as document WT/DS371/15/Add.8, dated 7 December 2012. On 17 January 2013, Thailand submitted to the DSB its tenth status report, which was circulated to Members as document WT/DS371/15/Add.9, dated 18 January 2013. On 14 February 2013, Thailand submitted to the DSB its eleventh status report, which was circulated to Members as document WT/DS371/15/Add.10, dated 17 February 2013. On 14 March 2013, Thailand submitted to the DSB its twelfth status report, which was circulated to Members as document WT/DS371/15/Add.11, dated 15 March 2013.

Since the last status report, Thailand has continued to engage with the Philippines in discussions on issues of concern to the Philippines. Additional informal consultations requested by the Philippines with several Thai government agencies are expected to take place in Bangkok in early May. Thailand looks forward to achieving a mutually satisfactory outcome to the dispute.
