

**AUSTRALIA – CERTAIN MEASURES CONCERNING TRADEMARKS AND
OTHER PLAIN PACKAGING REQUIREMENTS APPLICABLE TO
TOBACCO PRODUCTS AND PACKAGING**

Request to Join Consultations

Communication from Canada

The following communication, dated 19 April 2012, from the delegation of Canada to the delegation of Australia, the delegation of Honduras and to the Chairperson of the Dispute Settlement Body, is circulated in accordance with Article 4.11 of the DSU.

Pursuant to Article 4.11 of the *Understanding on Rules and Procedures Governing the Settlement of Disputes* (DSU), the Government of Canada hereby notifies its desire to join in the consultations requested by Honduras pursuant to Article 4 of the DSU, Article 64 of the *Agreement on Trade-Related Aspects of Intellectual Property Rights* (TRIPS Agreement), Article 14 of the *Agreement on Technical Barriers to Trade* (TBT Agreement), and Article XXII of the *General Agreement on Tariffs and Trade 1994* (GATT 1994) with respect to certain Australian restrictions on trademarks and other plain packaging requirements applicable to tobacco products for retail sale.

The relevant communication to the Permanent Mission of Australia from the Permanent Mission of Honduras, dated 4 April 2012, was circulated to WTO Members on 10 April 2012 as *Australia – Certain Measures Concerning Trademarks and Other Plain Packaging Requirements Applicable to Tobacco Products and Packaging* (WT/DS435/1, G/L/986).

Canada has a substantial trade interest in these proceedings as an importer of tobacco products and the interpretation of WTO obligations in this dispute could materially affect Canadian domestic measures. Accordingly, Canada requests to join in these consultations.

A copy of this letter is being sent to the Chairman of the Dispute Settlement Body, with a request that it be circulated to Members.
