

**UNITED STATES – FINAL DUMPING DETERMINATION ON  
SOFTWOOD LUMBER FROM CANADA**

Recourse to Article 21.5 of the DSU by Canada

Replacement of the Chairperson of the Panel

Note by the Secretariat

1. On 3 August 2005, following his appointment as a Deputy Director-General of the WTO Secretariat, Mr. Harsha Singh resigned from his position as Chairman of this Panel. Subsequently, on 18 August 2005 Canada requested the Director-General to appoint a replacement Chairperson, pursuant to paragraph 7 of Article 8 of the DSU, which provides:

"If there is no agreement on the panelists within 20 days after the date of the establishment of a panel, at the request of either party, the Director-General, in consultation with the Chairman of the DSB and the Chairman of the relevant Council or Committee, shall determine the composition of the panel by appointing the panelists whom the Director-General considers most appropriate in accordance with any relevant special or additional rules or procedures of the covered agreement or covered agreements which are at issue in the dispute, after consulting with the parties to the dispute. The Chairman of the DSB shall inform the Members of the composition of the panel thus formed no later than 10 days after the date the Chairman receives such a request."

2. On 26 August 2005, the Director-General appointed a new Chairman of the Panel. Accordingly, the composition of the Panel is as follows:

Chairman: Dr. Toufiq Ali

Members: Mr. Gerhard Hannes Welge  
Mr. Adrián Makuc

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