

**UNITED STATES – DEFINITIVE SAFEGUARD MEASURES ON IMPORTS OF WHEAT
GLUTEN FROM THE EUROPEAN COMMUNITIES**

Constitution of the Panel Established at the Request of the European Communities

Note by the Secretariat

1. At its meeting on 26 July 1999, the Dispute Settlement Body (DSB) established a Panel in accordance with the request made by the European Communities in document WT/DS166/3.

2. At that meeting, the parties to the dispute also agreed that the Panel should have standard terms of reference. The terms of reference are, therefore, the following:

"To examine, in the light of the relevant provisions of the covered agreements cited by the European Communities in document WT/DS166/3, the matter referred to the DSB by the European Communities in document WT/DS166/3, and to make such findings as will assist the DSB in making the recommendations or in giving the rulings provided for in those agreements".

3. On 11 October 1999, the parties to the dispute agreed on the following composition of the Panel:

Chairman: Mr. Wieslaw Karsz

Members: Ms. Usha Dwarka-Canabady
Mr. Alvaro Espinoza

4. Australia, Canada and New Zealand reserved their rights to participate in the panel proceedings as third parties.
