

**COLOMBIA – INDICATIVE PRICES AND RESTRICTIONS
ON PORTS OF ENTRY**

Request by Panama for Arbitration under Article 21.3(c) of the DSU

The following communication, dated 7 July 2009, from the delegation of Panama to the Chairman of the Dispute Settlement Body, is circulated at the request of that delegation.

On 20 May 2009, the Dispute Settlement Body ("DSB") adopted the rulings and recommendations of the Panel in *Colombia – Indicative Prices and Restrictions on Ports of Entry* (WT/DS366/R, WT/DS366/R/Corr.1). At the DSB meeting held on 19 June 2009, Colombia stated that it intended to implement the rulings and recommendations of the DSB in accordance with the panel report, and requested a reasonable period of time to do so.

Pursuant to Article 21.3(b) of the *Understanding on Rules and Procedures Governing the Settlement of Disputes* ("DSU"), Panama has held consultations with Colombia aimed at reaching a mutually agreed reasonable period of time for implementation of the rulings and recommendations of the panel report. However, the parties have not been able to reach an agreement. Accordingly, Panama requests that the reasonable period of time be determined through binding arbitration pursuant to Article 21.3(c) of the DSU.

Panama is looking forward to consulting with Colombia on the appointment of the arbitrator within the next ten days, as provided in footnote 12 of the DSU.
