

BRAZIL – MEASURES AFFECTING IMPORTS OF RETREADED TYRES

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

The following communication, dated 4 June 2008, from the delegation of the European Communities to the Chairperson of the Dispute Settlement Body, is circulated at the request of that delegation.

On 17 December 2007, the Dispute Settlement Body adopted the Appellate Body report and the Panel report, as modified by the Appellate Body report in *Brazil – Measures Affecting Imports of Retreaded Tyres* (WT/DS332). In the absence of an agreement with Brazil under Article 21.3(b) of *the Understanding on Rules and Procedures Governing the Settlement of Disputes* (the "DSU") on a reasonable period of time to comply with the recommendations and rulings of the DSB, and pursuant to the procedural agreement entered between the parties 11 February 2008 regarding the extension of time-period under Article 21.3(c) of the DSU, the European Communities (hereafter the complaining party) hereby requests that such period be determined through binding arbitration pursuant to Article 21.3(c) of the DSU.

The complaining party will enter into consultations with Brazil with a view to reaching agreement on the arbitrator within the time period provided for in footnote 12 of the DSU.
