

WORLD TRADE ORGANIZATION

WT/DS27/88

13 June 2008

(08-2768)

Original: English

EUROPEAN COMMUNITIES – REGIME FOR THE IMPORTATION, SALE AND DISTRIBUTION OF BANANAS: RECOURSE TO ARTICLE 21.5 OF THE DSU BY THE UNITED STATES

Joint Request by the United States and the European Communities

The following communication, dated 12 June 2008, from the delegation of the United States and the delegation of the European Communities to the Chairman of the Dispute Settlement Body (DSB), is circulated at the request of those delegations.

The United States and the European Communities would like to request that the Dispute Settlement Body (DSB) adopt the draft decision attached to this letter with respect to the proceeding *European Communities – Regime for the Importation, Sale and Distribution of Bananas: Recourse by the United States to Article 21.5 of the DSU* (WT/DS27). We consider that the draft DSB decision would provide additional time for discussions related to this dispute.

We respectfully request that you circulate this request to the Members of the DSB.

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Legal Advisor
Permanent Mission of
the United States

Sybilla Fries
First Secretary
Permanent Delegation of the
European Commission

Draft decision of the DSB

The DSB agrees that, upon a request by the United States or the European Communities, the DSB shall no later than 29 August 2008, adopt the report of the panel in the proceeding *European Communities – Regime for the Importation, Sale and Distribution of Bananas: Recourse by the United States to Article 21.5 of the DSU* (WT/DS27/RW/USA) unless (i) the DSB decides by consensus not to do so or (ii) the United States or the European Communities notifies the DSB of its decision to appeal pursuant to Article 16.4 of the *Understanding on Rules and Procedures Governing the Settlement of Disputes*.