

**CANADA - MEASURES AFFECTING THE EXPORT OF
CIVILIAN AIRCRAFT**

Notification of an Appeal by Canada under
paragraph 4 of Article 16 of the Understanding on Rules
and Procedures Governing the Settlement of Disputes (DSU)

The following notification, dated 3 May 1999, sent by Canada to the Dispute Settlement Body (DSB), is circulated to Members. This notification also constitutes the Notice of Appeal, filed on the same day with the Appellate Body, pursuant to the *Working Procedures for Appellate Review*.

Pursuant to paragraph 8 of Article 4 of the *Agreement on Subsidies and Countervailing Measures* (SCM Agreement) and Rule 20 of the Working Procedures for Appellate Review, the Government of Canada hereby notifies its decision to appeal to the Appellate Body certain issues of law covered in the Report of the Panel on *Canada – Measures Affecting the Export of Civilian Aircraft* (WT/DS70/R) and certain legal interpretations developed by the Panel.

The Government of Canada requests a review by the Appellate Body of the Panel's findings with respect to the Technology Partnerships Canada programme. The Government of Canada submits that the panel erred in law in

- a) its interpretation and application of Article 3 of the SCM Agreement; and
- b) its interpretation of Article 1 of the SCM Agreement.

The Government of Canada requests that the Appellate Body reverse the findings and conclusions of the Panel.
