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**INDONESIA – IMPORTATION OF HORTICULTURAL PRODUCTS,
ANIMALS AND ANIMAL PRODUCTS**

COMMUNICATION FROM INDONESIA CONCERNING ARTICLE 21.3(B) OF THE DSU

The following communication, dated 15 December 2017, from the delegation of Indonesia to the Chairperson of the Dispute Settlement Body, is circulated at the request of that delegation.

As you are aware, the Appellate Body Report confirming the Panel Report in the above referenced disputes was adopted by the Dispute Settlement Body ("DSB") on 22 November 2017. Further to Article 21.3 of the *Understanding on Rules and Procedures Governing the Settlement of Disputes* ("DSU"), Indonesia wishes to advise the DSB that it is impracticable for Indonesia to comply immediately with the recommendations and rulings of the DSB in these disputes. Indonesia, therefore, requires a reasonable period of time ("RPT") in which to do so.

Article 21.3(b) of the DSU provides for a 45-day period after the date of adoption of the recommendations and rulings of the DSB to reach a mutual agreement on the RPT. This 45-day period would end on 6 January 2018.

In the light of the intervening Eleventh Ministerial Conference in Buenos Aires, Argentina (from 10 to 13 December 2017) and the year-end closure of the World Trade Organization (from 21 December 2017 to 2 January 2018), it may be necessary for the parties to extend the relevant 45-day period in order to reach a mutually agreed RPT between the parties.

Indonesia looks forward to discussing the appropriate length of the RPT with New Zealand and the United States.
