

**EUROPEAN COMMUNITIES – DEFINITIVE ANTI-DUMPING MEASURES  
ON CERTAIN IRON OR STEEL FASTENERS FROM CHINA**

Communication from the European Union<sup>1</sup>

The following communication, dated 18 August 2011, from the delegation of the European Union to the Chairperson of the Dispute Settlement Body, is circulated at the request of that delegation.

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At its meeting on 28 July 2011, the Dispute Settlement Body ("DSB") adopted recommendations and rulings in the dispute *European Communities – Definitive Anti-Dumping Measures on Certain Iron or Steel Fasteners from China* (WT/DS397). My authorities have instructed me to inform the DSB of the intentions of the European Union with respect to implementation of the recommendations and rulings of the DSB, as is our responsibility under Article 21.3 of the Understanding on Rules and Procedures Governing the Settlement of Disputes ("DSU"). China has agreed that, in order to comply with Article 21.3, first sentence and footnote 11 of the DSU, the European Union would inform the DSB of the EU intentions by letter rather than at a special meeting of the DSB held in August.

The European Union intends to implement the recommendations and rulings of the DSB in this dispute in a manner that respects its WTO obligations. We are consulting internally on the options for doing so. The European Union will need a reasonable period of time in which to do this. My delegation stands ready to discuss this matter with China in due course, in accordance with Article 21.3(b) of the DSU.

The European Union kindly requests that you circulate this communication to the Members of the DSB. At the same time, the European Union requests the DSB to add a separate point on this dispute in the agenda of the regular DSB meeting that will be held on 2 September 2011 to reconfirm the information on implementation.

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<sup>1</sup> On 1 December 2009, the Treaty of Lisbon amending the Treaty on European Union and the Treaty establishing the European Community (done at Lisbon, 13 December 2007) entered into force. On 29 November 2009, the WTO received a Verbal Note (WT/L/779) from the Council of the European Union and the Commission of the European Communities stating that, by virtue of the Treaty of Lisbon, as of 1 December 2009, the European Union replaces and succeeds the European Community.