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**THAILAND – CUSTOMS AND FISCAL MEASURES ON CIGARETTES
FROM THE PHILIPPINES**

STATUS REPORT BY THAILAND

Addendum

The following communication, dated 19 August 2013, from the delegation of Thailand to the Chairperson of the Dispute Settlement Body, is circulated pursuant to Article 21.6 of the DSU.

Status Report Regarding Implementation of the
DSB Recommendations and Rulings in the Dispute
Thailand – Customs and Fiscal Measures on Cigarettes from the Philippines
(WT/DS371)

Thailand submits this report in accordance with Article 21.6 of the *Understanding on Rules and Procedures Governing the Settlement of Disputes* ("DSU"). At its meeting on 15 July 2011, the Dispute Settlement Body ("DSB") adopted the Appellate Body report on *Thailand – Customs and Fiscal Measures on Cigarettes from the Philippines* (WT/DS371/AB/R) and the panel report (WT/DS371/R), as modified by the Appellate Body report.

On 23 September 2011, pursuant to Article 21.3(b) of the DSU, Thailand and the Philippines notified the DSB that they had mutually agreed on the reasonable period of time for Thailand to comply with the recommendations and rulings of the DSB. With respect to the DSB's recommendations and rulings regarding paragraphs 8.3(b) and (c) of the panel report, the reasonable period of time to comply shall be 15 months, expiring on 15 October 2012. With respect to the DSB's recommendations and rulings regarding all other measures, the reasonable period of time to comply shall be 10 months, expiring on 15 May 2012.

Article 21.6 of the DSU provides that the issue of implementation of the recommendations or rulings shall be placed on the agenda of the DSB meeting after six months following the date of establishment of the reasonable period of time pursuant to paragraph 3 and shall remain on the DSB's agenda until the issue is resolved. Accordingly, Thailand hereby provides the following status report of its progress in the implementation of the DSB's recommendations and rulings.

On 10 April 2012, Thailand submitted to the DSB its first status report under Article 21.6 of the DSU on its progress in the implementation of the DSB's recommendations and rulings in this matter. This report was circulated to Members as document WT/DS371/15, dated 13 April 2012. Since then, Thailand has submitted monthly status reports to the DSB on this matter. Thailand's most recent status report was submitted on 11 July 2013 and was circulated to Members as document WT/DS371/15/Add.15, dated 12 July 2013.

Since the last status report, Thailand has continued to work on the issues discussed with the Philippines during the informal consultations that took place in Bangkok on 3-4 May and has provided additional information to the Philippines in this context. Thailand expects to provide the remaining confidential information shortly. Thailand also looks forward to continued discussions on the remaining outstanding technical issues with the Philippines and, as appropriate, with private stakeholders. In Thailand's view, these consultations were productive and provide the best means

of resolving this dispute. Thailand hopes by this means to be able to achieve a mutually satisfactory outcome to this dispute.
