

**CANADA – MEASURES AFFECTING THE IMPORTATION OF MILK  
AND THE EXPORTATION OF DAIRY PRODUCTS**

Agreement to Suspend Arbitration under Article 22.6 of the DSU

The following communication, dated 16 January 2003, from the Permanent Mission of Canada and the Permanent Mission of New Zealand to the Chairman of the Dispute Settlement Body, with a copy to the Chairman of the Panel, is circulated at the request of these delegations.

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On 17 January 2003, the reports of the Panel and Appellate Body in *Canada – Measures Affecting the Importation of Milk and the Exportation of Dairy Products: Second Recourse to Article 21.5 of the DSU by New Zealand and the United States* (WT/DS113/RW2 and WT/DS113/AB/RW2) will be considered for adoption by the WTO Dispute Settlement Body (DSB).

Pursuant to paragraph 1(a) of the "Additional Understanding between Canada and New Zealand Regarding Procedures under Articles 21 and 22 of the DSU" of 18 December 2001 (WT/DS113/24), the arbitration proceedings under Article 22.6 of the WTO Dispute Settlement Understanding (WT/DS113/18) are due to resume following the adoption by the DSB of the Panel and Appellate Body reports on this matter. In this connection, in order to permit time for further consultations, Canada and New Zealand have agreed to request that the arbitration proceedings remain suspended until 7 February 2003.

Accordingly, Canada and New Zealand request that the arbitration proceedings be suspended until 7 February 2003.

For Canada:

For New Zealand:

(s) Hon Sergio Marchi  
Permanent Representative

(s) Mr. Tim Groser  
Permanent Representative

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