

**UNITED STATES – SECTIONS 301-310 OF THE TRADE ACT 1974**

Request to Join Consultations

*Communication from Honduras*

The following communication, dated 7 December 1998, from the Permanent Mission of Honduras to the Permanent Mission of the United States, the Permanent Delegation of the European Commission and to the Chairman of the Dispute Settlement Body, is circulated in accordance with Article 4.11 of the DSU.

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The Government of Honduras has taken note of the request for consultations addressed by the Permanent Delegation of the European Communities to the Permanent Mission of the United States, circulated in document WT/DS152/1, dated 30 November 1998.

In that communication, the Permanent Delegation of the European Communities requested consultations with regard to Title III, Chapter 1 (Sections 301-310) of the Trade Act of 1974, as amended (19 USC, paragraphs 2411-2420) and in particular Sections 305 and 306 of that Act (19 USC, paragraphs 2415 and 2416 respectively), on the grounds, *inter alia*, that these sections "... do not allow the United States to comply with the rules of the DSU in situations where a prior multilateral ruling under the DSU on the conformity of implementing measures has not yet been adopted by the DSB".

The holding of these consultations arises from the implementation process of the conclusions and recommendations made in the reports of the Panel and Appellate Body in *European Communities - Regime for the Importation, Sale and Distribution of Bananas*. The Government of Honduras has a trade interest, as a party to that dispute, which will be affected, in one way or another, by the implementation of the conclusions and recommendations of the two reports.

Accordingly, and in accordance with Article 4.11 of the Understanding on Rules and Procedures Governing the Settlement of Disputes, the Government of Honduras notifies its trade interest in being joined in the consultations pursuant to Article XXII of the General Agreement on Tariffs and Trade 1994.

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