

**EUROPEAN COMMUNITIES – CUSTOMS CLASSIFICATION OF
FROZEN BONELESS CHICKEN CUTS**

Request from Thailand for Arbitration under Article 21.3(c) of the DSU

The following communication, dated 9 December 2005, from the delegation of Thailand to the Chairman of the Dispute Settlement Body, is circulated at the request of that delegation.

On 27 September 2005, the Dispute Settlement Body ("DSB") adopted the rulings and recommendations of the Appellate Body in *European Communities – Customs Classification of Frozen Boneless Chicken Cuts* (WT/DS269/AB/R and WT/DS286/AB/R) and those of the Panel (WT/DS269/R and WT/DS286/R), as modified by the Appellate Body report. At a DSB meeting held on 18 October 2005, the European Communities stated that it intended to implement the rulings and recommendations of the DSB as set out in the adopted reports, and requested a reasonable amount of time in which to do so.

Thailand has held consultations with the European Communities aimed at reaching a mutually agreed reasonable period of time for implementation in accordance with Article 21.3(b) of the *Understanding on Rules and Procedures Governing the Settlement of Disputes* ("DSU"). However, the parties have not been able to reach an agreement. Accordingly, Thailand requests that the reasonable period of time be determined through binding arbitration pursuant to Article 21.3(c) of the DSU.
