

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

Recourse to Article 21.5 of the DSU  
by New Zealand and the United States

Communication from the Appellate Body

The following communication, dated 3 December 2001, from Mr. Claus-Dieter Ehlermann, Chairman of the Appellate Body, addressed to the Chairman of the Dispute Settlement Body, is circulated in accordance with Article 17.5 of the *Understanding on Rules and Procedures Governing the Settlement of Disputes*.

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It is my honour to transmit to you the Report of the Appellate Body in *Canada – Measures Affecting the Importation of Milk and the Exportation of Dairy Products – Recourse to Article 21.5 of the DSU by New Zealand and the United States*, WT/DS103/AB/RW, WT/DS113/AB/RW. It will be circulated to Members of the World Trade Organization at 4:00 p.m. today, in accordance with paragraph 5 of Article 17 of the *Understanding on Rules and Procedures Governing the Settlement of Disputes*. It is a confidential document until its circulation. The three Members of the Appellate Body who served on this appeal were: Mr. Yasuhei Taniguchi, as Presiding Member; Mr. Georges Abi-Saab and Mr. A.V. Ganesan, as Members.

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