

# WORLD TRADE ORGANIZATION

WT/DS246/11

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## EUROPEAN COMMUNITIES – CONDITIONS FOR THE GRANTING OF TARIFF PREFERENCES TO DEVELOPING COUNTRIES

### Extension of Time-Period under Article 21.3 of the DSU

The following communication, dated 29 June 2004, from the Delegation of the European Commission and the Delegation of India to the Chairman of the Dispute Settlement Body, is circulated at the request of these delegations.

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The parties to the dispute, the European Communities and India, are currently holding bilateral consultations pursuant to Article 21.3(b) of the Understanding on Rules and Procedures Governing the Settlement of Disputes (DSU) on the period of time for implementation of the recommendations and rulings adopted by the Dispute Settlement Body in this dispute on 20 April 2004.

Article 21.3(c) of the DSU provides that in the absence of an agreement between the parties on a reasonable period of time, a period of time shall be determined through binding arbitration within 90 days after the date of adoption of the recommendations and rulings.

In the event that the parties do not reach an agreement on the period of time for such implementation, either or both parties may, at any time, request that the reasonable period of time be determined through binding arbitration pursuant to that article. In such event, the arbitrator shall make his determination not later than 45 days after his appointment.

We confirm that in that event the award of the arbitrator made within the agreed time period, shall be deemed to be the award of the arbitrator for the purpose of Article 21.3(c) of the DSU.

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**Ambassador**  
**Permanent Representative**  
**For the European Communities**

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