

# WORLD TRADE ORGANIZATION

WT/DS246/12  
20 July 2004

(04-3129)

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Original: English

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

### Request by India for Arbitration under Article 21.3(c) of the DSU

The following communication, dated 16 July 2004, from the delegation of India to the Chairperson of the Dispute Settlement Body, is circulated at the request of that delegation.

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On 20 April 2004, the Dispute Settlement Body (DSB) adopted the recommendations and rulings of the Appellate Body and Panel Reports in the proceeding "*European Communities – Conditions for the Granting of Tariff Preferences to Developing Countries*" WT/DS246.

On 19 May 2004, the European Communities confirmed to the DSB its intention to fully implement the DSB's rulings, but stated that it would need a reasonable period of time in which to implement. India and the European Communities further informed the DSB of their ongoing bilateral consultations on the reasonable period of time for implementation, pursuant to Article 21.3(b) of the Understanding on Rules and Procedures Governing the Settlement of Disputes (DSU).

However, it has not been possible to reach an agreement with the European Communities. India, therefore, requests that the reasonable period of time be determined through binding arbitration pursuant to Article 21.3(c) of the DSU.

The representatives of India will immediately begin consultations with the European Communities with a view to reaching an agreement on an arbitrator within the next ten days.

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