

**MEXICO – TAX MEASURES ON SOFT DRINKS  
AND OTHER BEVERAGES**

Request by the United States for a Decision by the DSB

The following communication, dated 17 November 2005, from the delegation of the United States to the Chairman of the Dispute Settlement Body (DSB), is circulated at the request of that delegation.

\_\_\_\_\_

The United States would like to request that the Dispute Settlement Body (DSB), at its meeting on 28 November 2005, adopt the draft decision attached to this letter with respect to the dispute *Mexico – Tax Measures on Soft Drinks and Other Beverages* (WT/DS308/R). We consider that the draft DSB decision would provide greater flexibility in scheduling given the many demands on delegations at this time.

The United States requests that you please circulate this request to the Members of the DSB.

\_\_\_\_\_

Draft decision of the DSB

The DSB agrees that, upon a request by Mexico or the United States, the DSB shall no later than 21 December 2005, adopt the report of the panel in the dispute *Mexico – Tax Measures on Soft Drinks and Other Beverages* (WT/DS308/R) unless (i) the DSB decides by consensus not to do so or (ii) Mexico or the United States notifies the DSB of its decision to appeal pursuant to Article 16.4 of the *Understanding on Rules and Procedures Governing the Settlement of Disputes*.

\_\_\_\_\_