

**UNITED STATES – CERTAIN COUNTRY OF ORIGIN LABELLING (COOL)  
REQUIREMENTS**

Joint Request by Canada and the United States  
for a Decision by the DSB

The following communication, dated 21 December 2011, from the delegation of Canada and the delegation of the United States to the Chairperson of the Dispute Settlement Body, is circulated at the request of those delegations.

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Taking into account the current workload of the Appellate Body, Canada and the United States of America would like to request the Dispute Settlement Body (DSB) to adopt the draft decision attached to this letter with respect to the dispute *United States – Certain Country of Origin Labelling (COOL) Requirements* (DS384). We consider that the draft DSB decision, if adopted, would provide greater flexibility in scheduling any possible appeal of the panel report in this dispute, which was circulated to WTO Members on 18 November 2011.

We respectfully request that you circulate this request to Members of the DSB.

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Draft decision of the DSB:

The DSB agrees that, upon a request by Canada or the United States of America, the DSB shall no later than 23 March 2012 adopt the report of the panel in the dispute *United States – Certain Country of Origin Labelling (COOL) Requirements* (DS384) unless (i) the DSB decides by consensus not to do so or (ii) either party to the dispute 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*.

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