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**Council on Trade in Goods
Committee on Safeguards**

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**IMMEDIATE NOTIFICATION TO THE COUNCIL FOR TRADE IN GOODS
OF THE RESULTS OF THE CONSULTATIONS UNDER ARTICLE 12.3**

JOINT COMMUNICATION OF INDIA AND THE SEPARATE CUSTOMS
TERRITORY OF TAIWAN, PENGHU, KINMEN AND MATSU

*Solar Cells
(whether or not assembled in modules or panels)*

The following communication, dated 30 October 2018, is being circulated at the request of the Delegations of India and the Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu.

Pursuant to Article 12.5 of the WTO Agreement on Safeguards (Safeguards Agreement), India and the Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu are notifying the results of the consultations conducted under Article 12.3 of the Safeguards Agreement. Documents G/SG/N/6/IND/44 (dated 3 January 2018), G/SG/N/7/IND/11-G/SG/N/8/IND/31-G/SG/N/11/IND/17 (dated 18 January 2018), G/SG/N/8/IND/31/Suppl.1-G/SG/N/10/IND/22-G/SG/N/11/IND/17/Suppl.1 (dated 2 August 2018), G/SG/N/8/IND/31/Suppl.2-G/SG/N/10/IND/22/Suppl.1-G/SG/N/11/IND/17/Suppl.2 (dated 6 August 2018) contain notifications from India on safeguard measures taken under the Safeguards Agreement concerning solar cells, whether or not assembled in modules or panels.

On 28 September 2018, India and the Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu conducted consultations with a view to discussing the information provided in the above-mentioned documents relating to the safeguard measure on solar cells, whether or not assembled in modules or panels, exchanging views on the safeguard measure, and reaching an understanding on ways to achieve the objective set out in paragraph 1 of Article 8 of the Safeguards Agreement. India and the Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu discussed the relevant information and exchanged views on the measure. However, the two Members did not reach an agreement.

Nevertheless, India and the Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu have agreed to continue these discussions and that their reciprocal rights and obligations under the Safeguards Agreement and the General Agreement on Tariffs and Trade 1994 will be maintained.
