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**UNITED STATES – COUNTERVAILING DUTY MEASURES
ON CERTAIN PRODUCTS FROM CHINA**

RECOURSE TO ARTICLE 22.6 OF THE DSU BY THE UNITED STATES

The following communication, dated 25 October 2019, from the delegation of the United States to the Chairperson of the Dispute Settlement Body, is circulated pursuant to Article 22.6 of the DSU.

Regarding China's recourse to Article 22.2 of the *Understanding on Rules and Procedures Governing the Settlement of Disputes* ("DSU") in the dispute *United States – Countervailing Duty Measures on Certain Products from China* (WT/DS437), my authorities have instructed me to inform you that, pursuant to Article 22.6 of the DSU, the United States objects to the level of suspension of concessions and related obligations "with respect to goods under the agreements described in Article 22.3(g)(i) of the DSU" proposed by China in document WT/DS437/30.¹

Accordingly, as required by Article 22.6 of the DSU², the matter has been referred to arbitration.

¹ China's request in document WT/DS437/30 is limited to the suspension of concessions or other obligations with respect to "goods under the agreements described in Article 22.3(g)(i) of the DSU". Accordingly, any proposed suspension of concessions or obligations in another sector or under another agreement would not follow the principles and procedures set forth in Article 22.3 of the DSU.

² Pursuant to Article 22.6 of the DSU, "if the Member concerned objects to the level of suspension proposed, ... the matter shall be referred to arbitration".