CHINA – AGRICULTURAL PRODUCERS[1]
(DS511)

PARTIES		AGREEMENT	TIMELINE OF THE DISPUTE	
Complainant	*United States*	*AA Arts. 3.2, 6.3 and 7.2*	Establishment of Panel	*25 January 2017*
			Circulation of Panel Report	*28 February 2019*
Respondent	*China*		Circulation of AB Report	*NA*
			Adoption	*26 April 2019*

1. MEASURE AND PRODUCT AT ISSUE

- **Measure at issue:** China's provision for domestic support, in the form of market price support, in excess of its product specific *de minimis* level, provided to agricultural producers of various products in 2012, 2013, 2014, and 2015.
- **Product at issue:** Various agricultural products specified in Section I of Part IV of China's Schedule CLII.[2]

2. SUMMARY OF KEY PANEL FINDINGS

- **AA Arts. 3.2 and 6.3 (domestic support commitments):** The Panel found that China provided domestic support, in terms of its Current Total Aggregate Measurement(s) of Support (AMS), in the form of market price support to the producers of certain agricultural products in excess of its commitment level of "nil", set forth in Section I of Part IV of China's Schedule of Concessions on Goods CLII, in violation of Arts. 3.2 and 6.3.
- **AA Art. 7.2(b) (prohibition of domestic support to agricultural producers in excess of the relevant *de minimis* level):** Having found that China had acted inconsistently with Arts. 3.2 and 6.3 of the AA, the Panel did not find it necessary to conduct an assessment of the alternative claim under Art. 7.2(b).

3. OTHER ISSUES

- Following the United States' request for a partially open hearing pursuant to Art 18.2 of the DSU, the Panel declined to exercise its discretion to deviate from the standard working procedures to hold partially open meetings in this dispute.
- The Panel concluded that the reform to China's corn policy removed an essential element (the Applied Administrative Price) of the challenged corn measure, thus marking the expiry of this measure in years 2012 through 2015. As such, despite this corn measure being within the Panel's terms of reference, the Panel did not find any reason to make a ruling on this measure.

1 *China – Domestic Support for Agricultural Producers*
2 The products at issue are wheat, Indica rice, Japonica rice and corn.