GENERAL AGREEMENT ON

TARIFFS AND TRADE

RESTRICTED

DS18/3
3 June 1991

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Original: English

UNITED STATES - DENIAL OF MFN TREATMENT AS TO NON-RUBBER FOOTWEAR FROM BRAZIL

Recourse to Article XXIII:2 by Brazil

Note by the Chairman of the Council

At its meeting on 24 April 1991 (C/M/249) the Council agreed to establish a panel to examine under Article XXIII:2 the complaint by Brazil (DS18/2). The Council further agreed that the Panel would have the following terms of reference unless, as provided for in the Decision of 12 April 1989 (BISD 36S/61), the parties agreed on other terms of reference within the following twenty days:

> "To examine, in the light of the relevant GATT provisions, the matter referred to the CONTRACTING PARTIES by Brazil in document DS18/2 and to make such findings as will assist the CONTRACTING PARTIES in making the recommendations or in giving the rulings provided for in Article XXIII:2".

The parties not having agreed on other terms, the above standard terms of reference shall apply.

At the same meeting the Council authorized the Council Chairman to designate the Chairman and members of the Panel in consultation with the parties concerned. Agreement has now been reached on the following composition of the Panel:

Chairman: Mr. Peter Lai

Members: Mr. Meinhard Hilf
Mr. János Nyerges

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