WORLD TRADE ORGANIZATION

RESTRICTED

WT/DSB/M/216
25 July 2006

(06-3540)

Dispute Settlement Body
22 June 2006

MINUTES OF MEETING

Held in the Centre William Rappard
on 22 June 2006

Chairman: Mr. Muhamad Noor Yacob (Malaysia)

1. European Communities – Anti-dumping measure on farmed salmon from Norway

(a) Request for the establishment of a panel by Norway (WT/DS337/2)

1. The Chairman recalled that the DSB had considered this matter at its meeting on 9 June 2006 and had agreed to revert to it. He then drew attention to the communication from Norway contained in document WT/DS337/2, and invited the representative of Norway to speak.

2. The representative of Norway recalled that at the 9 June DSB meeting, he had introduced Norway's request for the establishment of a panel in this case. At that meeting, the EC had stated that it could not agree to the establishment of a panel. In accordance with Article 6 of the DSU, Norway had, therefore, asked that its request be placed once more on the agenda of the DSB, and that it be taken up at this special meeting. He said that, at the present meeting, he could repeat the statement that he had read out at the 9 June DSB meeting; he could refer Members to Norway's repeated efforts to consult with the EC to secure a satisfactory solution to this case; he could outline in detail the numerous violations the EC had committed with the contested anti-dumping measures; but he would not do this. In order to save time, he suggested that he would just refer Members to the statement made by Norway on 9 June and to Norway's request contained in WT/DS337/2. As set out in its request for the establishment of a panel, Norway requested that a panel be established at the present meeting to address the matter referred to in WT/DS337/2. Furthermore, Norway requested that the panel be established with standard terms of reference.

3. The representative of the European Communities said that the EC had noted the continued haste with which Norway was pursuing this matter, including by requesting yet another special DSB meeting to consider its panel request. At the present meeting, he wished to refer to the statement made by the EC during the special DSB meeting held on 9 June 2006. As to the Norwegian allegations made at the 9 June and the present meeting, the EC did not consider it appropriate to react to them in this forum. The EC continued to underline that the challenged measures were fully consistent with the relevant WTO Agreements.

4. The DSB took note of the statements and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU with standard terms of reference.

5. The representatives of Canada, China, Korea, Japan, the United States and Hong Kong, China reserved their third-party rights to participate in the Panel's proceedings.