



DISPUTE SETTLEMENT BODY

ANNUAL REPORT (2019/2020)

The Report was prepared pursuant to the Procedures for an Annual Overview of WTO Activities and for Reporting under the WTO (WT/L/105) and sets out the actions taken by the Dispute Settlement Body (DSB) in the period since its previous Annual Report.¹

In carrying out its tasks, the DSB held 25 meetings since the period covered by the previous Report. The minutes of these meetings, which remain the record of the DSB's work, are contained in documents WT/DSB/M/422 – WT/DSB/M/446² and should be read in conjunction with this Report.

The following matters are included in this Report:

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¹ WT/DSB/76.

² This Report includes activities that took place during meetings of the DSB from 4 December 2018 through 26 October 2020.

1 ELECTION OF CHAIRPERSON

1.1. At its meeting on 11 April 2019, the DSB elected by acclamation H.E. Dr. David Walker (New Zealand) as Chairman of the DSB (WT/DSB/M/427).

1.2. At its meeting on 29 June 2020, the newly elected Chairman of the DSB, H.E. Mr. Dacio Castillo, thanked Members for their trust in electing him as the Chairman of the DSB for 2020 (WT/DSB/M/442).

2 APPOINTMENT OF APPELLATE BODY MEMBERS

2.1. Regarding the selection processes to appoint new Appellate Body members:

- At the 18 December 2018 DSB meeting, Mexico, on behalf of the proponents, submitted a joint proposal on the AB selection processes contained in WT/DSB/W/609/Rev.7. No consensus was reached on this matter. The following delegations made statements: Mexico, on behalf of the proponents; the European Union; the United States; Costa Rica, on behalf of the GRULAC; Canada; Brazil; India; Switzerland; New Zealand; Qatar; Chinese Taipei; Norway; Hong Kong, China; Singapore; Japan; Australia; Korea; China and Thailand. The Chairperson regretted that no consensus had been reached. She said that political engagement by all Members was required to resolve this matter, and invited delegations with any views on this matter to contact her directly (WT/DSB/M/423).
- At the 28 January 2019 DSB meeting, Mexico, on behalf of the proponents, submitted a joint proposal on the AB selection processes contained in WT/DSB/W/609/Rev.7. No consensus was reached on this matter. The following delegations made statements: Mexico, on behalf of the proponents; Mexico; the European Union; the United States; Canada; Cuba; India; Brazil; Japan; China; Australia; New Zealand; Chinese Taipei; Singapore; Thailand; Switzerland; Korea; Norway and Turkey. The Chairperson said that political engagement by all Members was required to resolve this matter. She recalled that, under the auspices of the General Council, Ambassador Walker had agreed to assist the Chair of the General Council, as Facilitator, in an informal process of focused discussions on Appellate Body matters. The first informal meeting chaired by Ambassador Walker had been held on 17 January 2019. Ambassador Walker would continue his efforts with a view to reporting back to the General Council at its meeting on 28 February 2019 (WT/DSB/M/425).
- At the 25 February 2019 DSB meeting, Mexico, on behalf of the proponents, submitted a joint proposal on the AB selection processes contained in WT/DSB/W/609/Rev.8. No consensus was reached on this matter. The following delegations made statements: Mexico, on behalf of the proponents; Mexico; the European Union; Ukraine; the United States; Australia; New Zealand; India; Cuba, on behalf of the GRULAC; Brazil; China; Hong Kong, China; Switzerland; Nigeria; Norway; Thailand; Singapore; Chinese Taipei; Canada; Korea; Japan and Afghanistan. The Chairperson said that political engagement by all Members was required to resolve this matter. She recalled that, under the auspices of the General Council, Ambassador Walker had agreed to assist the Chair of the General Council, as Facilitator, in an informal process of focused discussions on Appellate Body matters. The first informal open-ended meeting chaired by Ambassador Walker had been held on 17 January 2019. Subsequently, he had held informal consultations with a small group of delegations and his report on the results of his consultations was presented at the second open-ended informal meeting held on 18 February 2019. Ambassador Walker would continue his efforts and would provide a status report to the General Council at its meeting on 28 February 2019 (WT/DSB/M/426).
- At the 26 April 2019 DSB meeting, Mexico, on behalf of the proponents, submitted a joint proposal on the AB selection processes contained in document WT/DSB/W/609/Rev.10. No consensus was reached on this matter. The following delegations made statements: Mexico, on behalf of the proponents; the United States; the European Union; Canada; Hong Kong, China; Morocco; Chile; New Zealand; Cuba, on behalf of the GRULAC; Australia; Chinese Taipei; Japan; Korea; Switzerland; Brazil; Uruguay; Norway; Singapore; Jamaica; Mexico; China; the Philippines; Colombia and Guatemala. The

Chairman reiterated that political engagement by all Members was required to resolve this matter. He recalled that, under the auspices of the General Council, he had agreed to assist the Chair of the General Council, in his personal capacity as Facilitator, in an informal process of focused discussions on matters related to the functioning of the Appellate Body. These discussions were ongoing, and it was his intention to make a progress report on this matter to the General Council at its meeting on 7 May 2019 (WT/DSB/M/428).

- At the 28 May 2019 DSB meeting, Mexico, on behalf of the proponents, submitted a joint proposal on the AB selection processes contained in WT/DSB/W/609/Rev.10. No consensus was reached on this matter. The following delegations made statements: Mexico, on behalf of the proponents; the United States, the European Union; Canada; Australia; China; Chile; Japan; Chinese Taipei; New Zealand; Turkey; Brazil; Uruguay; Hong Kong, China; the Russian Federation; Cuba, on behalf of the GRULAC; Switzerland; Norway; Korea; Singapore; Mexico; Chile, speaking also on behalf of Argentina, Brazil, Colombia, Guatemala, Peru and Mexico; and India. The Chairman said that political engagement by all Members was required to resolve this matter. He recalled that, under the auspices of the General Council, he had agreed to assist the Chair of the General Council, in his personal capacity as Facilitator, in an informal process of focused discussions on matters related to the functioning of the Appellate Body. He said that at the General Council meeting held on 7 May 2019, he had provided a progress report on his informal consultations, which had been circulated in document JOB/GC/217. The discussions were ongoing, and it was his intention to make a progress report on this matter to the General Council at its meeting to be held on 23 July 2019 (WT/DSB/M/429).
- At the 24 June 2019 DSB meeting, Mexico, on behalf of the proponents, submitted a joint proposal on the AB selection processes contained in WT/DSB/W/609/Rev.11. No consensus was reached on this matter. The following delegations made statements: Mexico, on behalf of the proponents; the European Union; the United States; Canada; Cuba, on behalf of the GRULAC; Norway; Australia; Japan; Chinese Taipei; Switzerland; Singapore; China; Uruguay; Korea; Hong Kong, China; India; Brazil; Mexico; Colombia and New Zealand. The Chairman said that this matter required urgent political engagement on the part of all Members and this matter was becoming more urgent with each passing month. He recalled that, under the auspices of the General Council, he had agreed to assist the Chair of the General Council, in his personal capacity as Facilitator, in an informal process of focused discussions on matters related to the functioning of the Appellate Body. He said that at the General Council meeting held on 7 May 2019, he had provided a progress report on his informal consultations, which had been circulated in document JOB/GC/217. The discussions were ongoing, and it was his intention to make a progress report on this matter to the General Council at its meeting to be held on 23 July 2019 (WT/DSB/M/430).
- At the 22 July 2019 DSB meeting, Mexico, on behalf of the proponents, submitted a joint proposal on the AB selection processes contained in WT/DSB/W/609/Rev.12. No consensus was reached on this matter. The following delegations made statements: Mexico, on behalf of the proponents; the European Union; the United States; Canada; Singapore; New Zealand; Norway; Switzerland; Australia; Brazil; Ecuador, on behalf of the GRULAC; Chinese Taipei; Hong Kong, China; Japan; Mexico; Korea; Uruguay and China. The Chairman said that this matter required urgent political engagement on the part of all Members and this matter was becoming more urgent with each passing month. He recalled that, under the auspices of the General Council, he had agreed to assist the Chair of the General Council, in his personal capacity as Facilitator, in an informal process of focused discussions on matters related to the functioning of the Appellate Body. He said that at the General Council meeting held on 7 May 2019, he had provided a progress report on his informal consultations, which had been circulated in document JOB/GC/217. The discussions were ongoing, and it was his intention to make a progress report on this matter to the General Council at its meeting to be held on 23 July 2019 (WT/DSB/M/431).
- At the 15 August 2019 DSB meeting, Mexico, on behalf of the proponents, submitted a joint proposal on the AB selection processes contained in WT/DSB/W/609/Rev.13. No consensus was reached on this matter. The following delegations made statements: Mexico, on behalf of the proponents; Qatar; the European Union; the United States; Canada; China; Cuba; New Zealand; Hong Kong, China; Malaysia; India; Chinese Taipei;

Brazil; Norway; Singapore; Mexico; Australia; Korea; Japan and Switzerland. The Chairman said that this matter required urgent political engagement on the part of all Members. He recalled that, under the auspices of the General Council, he had agreed to assist the Chair of the General Council, in his personal capacity as Facilitator, in an informal process of focused discussions on matters related to the functioning of the Appellate Body. He said that at the General Council meeting held on 23 July 2019, he provided a third progress report to the General Council on his informal consultations, which had been circulated in document JOB/GC/220. He said that, as stated at the 23 July General Council meeting, he would be relying on the feedback from the General Council Chair and Members in taking forward the next phase of this work and that his door remained open to delegations (WT/DSB/M/433).

- At the 30 September 2019 DSB meeting, Mexico, on behalf of the proponents, submitted a joint proposal on the AB selection processes contained in WT/DSB/W/609/Rev.14. No consensus was reached on this matter. The following delegations made statements: Mexico, on behalf of the proponents; Thailand; the European Union; the United States; Brazil; Ecuador, on behalf of the GRULAC; New Zealand; Norway; Indonesia; Switzerland; Canada; China; India; Hong Kong, China; Turkey; Chinese Taipei; Singapore; Japan; Australia; Korea; Mexico; Chile and Malaysia. The Chairman recalled that, under the auspices of the General Council, he had agreed to assist the Chair of the General Council, in his personal capacity as Facilitator, in an informal process of focused discussions on matters related to the functioning of the Appellate Body. He said that, at the General Council meeting held on 23 July 2019, he had provided a third progress report to the General Council on his informal consultations, which had been circulated in document JOB/GC/220. Currently, he continued to consult on these matters in various configurations and he would make another progress report on these matters to the General Council at its meeting to be held on 15 October 2019 (WT/DSB/M/434).
- At the 28 October 2019 DSB meeting, Mexico, on behalf of the proponents, submitted a joint proposal on the AB selection processes contained in WT/DSB/W/609/Rev.14. No consensus was reached on this matter. The following delegations made statements: Mexico, on behalf of the proponents; the European Union; the United States; Ecuador, on behalf of GRULAC; Norway; Australia; Switzerland; New Zealand; Hong Kong, China; Chinese Taipei; Korea; China; Canada; Singapore; Indonesia; Mexico; India; Brazil; Japan; Nigeria and Qatar. The Chairman said that, at the General Council meeting held on 15 October 2019, he had provided a fourth progress report to the General Council on his informal consultations, which had been circulated in document JOB/GC/222. As part of this fourth report, he had put forward a draft General Council Decision on the functioning of the Appellate Body for Members' consideration, on his own responsibility as Facilitator. The text of this draft decision was based on the proposals submitted by Members and the extensive discussions in the informal process as well as the feedback that he had received since July 2019. He would continue to assist the Chair of the General Council and Members in order to find a workable and agreeable solution to improve the functioning of the Appellate Body and to avoid deadlock come December. Finally, he said that he would be consulting with delegations who had pending appeals before the Appellate Body ahead of 10 December 2019 to see how to deal with those appeals. He said that he would revert to this matter at the November DSB meeting (WT/DSB/M/436).
- At the 22 November 2019 DSB meeting, Mexico, on behalf of the proponents, submitted a joint proposal on the AB selection processes contained in WT/DSB/W/609/Rev.14. No consensus was reached on this matter. The following delegations made statements: Mexico, on behalf of the proponents; the European Union; Ecuador, on behalf of GRULAC; Norway; Guatemala; Canada; the United States; Korea; South Africa; Thailand; Switzerland; China; Hong Kong, China; Australia; Singapore; New Zealand; Malaysia; Uruguay; India; Mexico; Japan; Chinese Taipei; Afghanistan; Brazil; Turkey and Jamaica, on behalf of ACP Group. The Chairman said that, at the General Council meeting held on 15 October 2019, he had provided a fourth progress report to the General Council on his informal consultations, which had been circulated in document JOB/GC/222. As part of this fourth report, he had put forward a draft General Council Decision on the functioning of the Appellate Body for Members' consideration, on his own responsibility as Facilitator. The text of this draft decision was based on the proposals submitted by Members and the extensive discussions in the informal process as well as the feedback that he had received

since July 2019. As he had stated at the General Council meeting on 15 October 2019, it was up to Members to see how to take this matter forward. He would continue to assist the Chair of the General Council and Members in order to find a workable and agreeable solution to improve the functioning of the Appellate Body and to avoid deadlock come December. Finally, he said that he would be consulting with delegations who had pending appeals before the Appellate Body as well as with the other parties concerned ahead of 10 December 2019 to see how to deal with those appeals. He would continue to consult on these matters and would revert to this matter as soon as possible (WT/DSB/M/437).

- At the 18 December 2019 DSB meeting, Mexico, on behalf of the proponents, submitted a joint proposal on the AB selection processes contained in WT/DSB/W/609/Rev.15. No consensus was reached on this matter. The following delegations made statements: Mexico, on behalf of the proponents; the European Union; Brazil; Ecuador on behalf of GRULAC; New Zealand; the United States; Canada; India; Switzerland; Moldova; Chinese Taipei; Singapore; Hong Kong, China; Ukraine; China; the Russian Federation; Korea; Australia; Norway; Japan and Mexico. The Chairperson said that both Ambassador Walker, as Facilitator, and herself, as Chair of the General Council, would be looking to assist Members in their efforts on AB matters going forward in order to find a workable and agreeable solution to improve the functioning of the Appellate Body. The Chairperson recalled that, at the General Council meeting held on 9 December 2019, the WTO Director-General had made a statement regarding the AB matters. In his statement, the Director-General informed Members that he would be undertaking more intensive high-level consultations on how to resolve the AB situation (WT/DSB/M/438).
- At the 27 January 2020 DSB meeting, Mexico, on behalf of the proponents, submitted a joint proposal on the AB selection processes contained in WT/DSB/W/609/Rev.16. No consensus was reached on this matter. The following delegations made statements: Mexico, on behalf of the proponents; the European Union; Canada; Brazil; Nepal; Australia; Korea; China; India; Thailand; Singapore; Norway; Switzerland; New Zealand; Hong Kong, China; Japan; Chinese Taipei; Turkey; the United States and Mexico. The Chairman recalled that, under the auspices of the General Council, he had agreed to assist the Chair of the General Council, as Facilitator, in an informal process of focused discussions on Appellate Body matters. Based on his consultations, on 9 December 2019, he had provided his fifth progress report to the General Council and, as part of the report, he had put forward, in his capacity as Facilitator, a draft General Council Decision on the functioning of the Appellate Body for Members' consideration. The text of this draft decision contained in document WT/GC/W/791 was based on the proposals submitted by Members and the extensive discussions in the informal process as well as the feedback that he had received from delegations. Unfortunately, no consensus was reached on the draft Decision in the GC and it remained up to Members to decide what action they would wish to take. Both the Chair of the General Council and himself would be looking to assist Members in these efforts going forward in order to find a workable and agreeable solution to improve the functioning of the Appellate Body. Finally, the Chairman said that, at the General Council meeting on 9 December 2019, the WTO Director-General had informed Members that he would be undertaking more intensive high-level consultations on how to resolve the AB situation. The Chair further stated that he had been advised that these consultations had already begun (WT/DSB/M/440).
- At the 28 February/5 March 2020 DSB meeting, Mexico, on behalf of the proponents, submitted a joint proposal on the AB selection processes contained in WT/DSB/W/609/Rev.17. No consensus was reached on this matter. The following delegations made statements: Mexico, on behalf of the proponents; the European Union; Bangladesh; El Salvador, on behalf of GRULAC; Thailand; Singapore; Canada; Brazil; Hong Kong, China; Nigeria, on behalf of the African Group; New Zealand; Norway; Australia; the United Kingdom; Korea; Japan; India; Turkey; Switzerland; Chinese Taipei; the United States; China and Mexico. The Chairman recalled that, under the auspices of the General Council, he had agreed to assist the Chair of the General Council, as Facilitator, in an informal process of focused discussions on Appellate Body matters. Based on his consultations, on 9 December 2019, he had provided his fifth progress report to the General Council and, as part of the report, he had put forward, in his capacity as Facilitator, a draft General Council Decision on the functioning of the Appellate Body for Members' consideration. The text of this draft decision contained in document WT/GC/W/791 was

based on the proposals submitted by Members and the extensive discussions in the informal process as well as the feedback that he had received from delegations. Unfortunately, no consensus was reached on the draft Decision in the General Council and it remained up to Members to decide what action they would wish to take. He said that he would be looking to assist Members in these efforts going forward in order to find a workable and agreeable solution to improve the functioning of the Appellate Body. The Chairman concluded by saying that, as a number of delegations had noted, the present meeting only served to illustrate the urgency of finding a solution to these matters (WT/DSB/M/441).

- At the 29 June 2020 DSB meeting, Mexico, on behalf of the proponents, submitted a joint proposal on the AB selection processes contained in WT/DSB/W/609/Rev.18. No consensus was reached on this matter. The following delegations made statements: Mexico, on behalf of the proponents; South Africa; Thailand; the European Union; the United Kingdom; Japan; the United States; Korea; Brazil; Switzerland; Norway; New Zealand; Australia; China; Turkey; India; Hong Kong, China; Singapore; Qatar; the Russian Federation; Canada; Chinese Taipei and Mexico. The Chairman said that the DSB would take note of the statements expressing the respective positions, which would be reflected in the minutes of the present meeting (WT/DSB/M/442).
- At the 29 July 2020 DSB meeting, Mexico, on behalf of the proponents, submitted a joint proposal on the AB selection processes contained in WT/DSB/W/609/Rev.18. No consensus was reached on this matter. The following delegations made statements: Mexico, on behalf of the proponents; the United States; the European Union; the United Kingdom; Korea; Japan; Canada; China; Singapore; Indonesia; Brazil; Thailand; Hong Kong, China; New Zealand; India; Turkey; Switzerland; South Africa; Nigeria, on behalf of the African Group; Norway; Chinese Taipei and Mexico. The Chairman said that the DSB would take note of the statements expressing the respective positions, which would be reflected in the minutes of the present meeting (WT/DSB/M/443).
- At the 28 August 2020 DSB meeting, Mexico, on behalf of the proponents, submitted a joint proposal on the AB selection processes contained in WT/DSB/W/609/Rev.18. No consensus was reached on this matter. The following delegations made statements: Mexico, on behalf of the proponents; the European Union; the United States; Brazil; the United Kingdom; Canada; New Zealand; Norway; Nigeria, on behalf of the African Group; Korea; Singapore; Thailand; Hong Kong, China; Qatar; Switzerland; Japan; Indonesia; China; India; Turkey and Mexico. The Chairman said that the DSB would take note of the statements expressing the respective positions, which would be reflected in the minutes of the present meeting (WT/DSB/M/444).
- At the 28 September 2020 DSB meeting, Mexico, on behalf of the proponents, submitted a joint proposal on the AB selection processes contained in WT/DSB/W/609/Rev.18. No consensus was reached on this matter. The following delegations made statements: Mexico, on behalf of the proponents; the European Union; the United Kingdom; Brazil; India; Canada; South Africa; Norway; Switzerland; Nigeria, on behalf of the African Group; Thailand; Singapore; Japan; Korea; New Zealand; China; Hong Kong, China; the United States; Indonesia and Mexico. The Chairman said that the DSB would take note of the statements expressing the respective positions, which would be reflected in the minutes of the present meeting. He said that this matter required a political engagement on the part of all WTO Members (WT/DSB/M/445).
- At the 26 October 2020 DSB meeting, Mexico, on behalf of the proponents, submitted a joint proposal on the AB selection processes contained in WT/DSB/W/609/Rev.18. No consensus was reached on this matter. The following delegations made statements: Mexico, on behalf of the proponents; the European Union; the United States; Thailand; Hong Kong, China; Korea; Japan; Iceland; Switzerland; Nigeria, on behalf of the African Group; Moldova; Indonesia; Singapore; Turkey; Canada; United Kingdom; Chinese Taipei; Brazil; Mexico and China. The Chairman said that the DSB would take note of the statements expressing the respective positions, which would be reflected in the minutes of the present meeting. He said that this matter required a political engagement on the part of all WTO Members (WT/DSB/M/446).

3 INDICATIVE LIST OF GOVERNMENTAL AND NON-GOVERNMENTAL PANELISTS

3.1. During the period under review, the DSB approved a total of 30 new nominations for inclusion on the Indicative List of Governmental and Non-Governmental Panelists, in accordance with Article 8.4 of the DSU. These names are contained in documents: WT/DSB/W/640, WT/DSB/W/645, WT/DSB/W/657, WT/DSB/W/665, WT/DSB/W/667, WT/DSB/W/669 and WT/DSB/W/671. The DSB approved these nominations at its meetings on 26 April 2019 (WT/DSB/M/428), 24 June 2019 (WT/DSB/M/430), 18 December 2019 (WT/DSB/M/438), 29 July 2020 (WT/DSB/M/443), 28 August 2020 (WT/DSB/M/444), 28 September 2020 (WT/DSB/M/445) and 26 October 2020 (WT/DSB/M/446).

3.2. The DSB approved the following new names for the Indicative List: (i) Argentina – Mr. Carlos Foradori; (ii) Indonesia – Mr. Joseph Wira Koesnaidi, Ms. Michelle Engel Limenta and Ms. Poppy Sulistyaning Winanti; (iii) Japan – Mr. Shotaro Oshima; (iv) Montenegro – Mr. Goran Scepanovic and Ms. Snezana Vujanovic; (v) New Zealand – Mr. David Evans, Mr. Scott Gallacher, Mr. Martin Garcia, Ms. Victoria Hallum, Ms. Stephanie Honey, Ms. Clare Kelly, Mr. Hunter Nottage, Ms. Sarah Paterson, Mr. Iain Sandford and Mr. Vangelis Vitalis; (vi) Norway – Mr. Harald Andreassen, Ms. Camilla Blom, Ms. Linn Edvartsen, Ms. Benedicte Fleischer, Ms. Kristin Hansen, Ms. Kaja Midtbø Stadshaug, Mr. Harald Neple, Mr. Jostein Sandvik, Mr. Jonas Skei and Mr. Alf Vederhus; (vii) Pakistan – Mr. Khizar Hayat and Mr. Syed Nayyar and (viii) The Philippines – Mr. Manuel A.J. Teehankee.

4 ADOPTION OF THE 2019/2020 DRAFT ANNUAL REPORT OF THE DSB

4.1. At its meeting on 26 October 2020, the DSB adopted the draft Annual Report of the DSB for 2019/2020 contained in document WT/DSB/W/662 on the understanding that it would be further updated by the Secretariat in order to include the actions taken by the DSB at its meeting held on 26 October 2020. The updated Report would be submitted for consideration by the General Council at its meeting on 16-17 December 2020 so that the General Council could take note of the Report (WT/DSB/M/446).

5 ESTABLISHMENT OF PANELS AND REQUESTS FOR ESTABLISHMENT OF PANELS

5.1. During the period under review, the DSB established 25 Panels in accordance with Article 6 of the DSU. These actions are described below with reference to each of the disputes in question:

- "United States – Certain Measures on Steel and Aluminium Products": The DSB considered, for the second time, India's panel request at its meeting on 4 December 2018 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU, with standard terms of reference (WT/DS547/8; WT/DSB/M/422). India, the United States and Brazil made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: The Kingdom of Bahrain; Brazil; Canada; China; Colombia; Egypt; the European Union; Guatemala; Hong Kong, China; Iceland; Indonesia; Japan; Kazakhstan; Malaysia; Mexico; New Zealand; Norway; Qatar; the Russian Federation; the Kingdom of Saudi Arabia; Singapore; South Africa; Switzerland; Chinese Taipei; Thailand; Turkey; Ukraine; the United Arab Emirates and the Bolivarian Republic of Venezuela.
- "United States – Certain Measures on Steel and Aluminium Products": The DSB considered, for the second time, Switzerland's panel request at its meeting on 4 December 2018 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU, with standard terms of reference (WT/DS556/15; WT/DSB/M/422). Switzerland, the United States and the European Union made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: The Kingdom of Bahrain; Brazil; Canada; China; Colombia; Egypt; the European Union; Guatemala; Hong Kong, China; Iceland; India; Indonesia; Japan; Kazakhstan; Malaysia; Mexico; New Zealand; Norway; Qatar; the Russian Federation; the Kingdom of Saudi Arabia; Singapore; South Africa; Chinese Taipei; Thailand; Turkey; Ukraine; the United Arab Emirates and the Bolivarian Republic of Venezuela.

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- "Costa Rica – Measures Concerning the Importation of Fresh Avocados from Mexico": The DSB considered, for the first time, Mexico's panel request at its meeting on 4 December 2018 (WT/DS524/2; WT/DSB/M/422). Costa Rica and Mexico made statements. The DSB considered this matter, for the second time, at its meeting on 18 December 2018 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU, with standard terms of reference (WT/DSB/M/423). Mexico and Costa Rica made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Canada; China; El Salvador; the European Union; Honduras; India; Panama; the Russian Federation and the United States.
 - "Russian Federation – Additional Duties on Certain Products from the United States": The DSB considered, for the first time, the US panel request at its meeting on 4 December 2018 (WT/DS566/2; WT/DSB/M/422). The United States, the Russian Federation and the European Union made statements. The DSB considered this matter, for the second time, at its meeting on 18 December 2018 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU, with standard terms of reference (WT/DSB/M/423). The United States, the Russian Federation and the European Union made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Brazil; Canada; China; Egypt; the European Union; India; Indonesia; Japan; Kazakhstan; Malaysia; Mexico; New Zealand; Norway; Qatar; the Kingdom of Saudi Arabia; Singapore; Switzerland; Chinese Taipei; Thailand; Turkey; Ukraine and the Bolivarian Republic of Venezuela.
 - "Saudi Arabia – Measures Concerning the Protection of Intellectual Property Rights": The DSB considered, for the first time, Qatar's panel request at its meeting on 4 December 2018 (WT/DS567/3; WT/DSB/M/422). Qatar, the Kingdom of Saudi Arabia, the Kingdom of Bahrain, the United States, Egypt, Turkey and the European Union made statements. The DSB considered this matter, for the second time, at its meeting on 18 December 2018 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU, with standard terms of reference (WT/DSB/M/423). Qatar, the Kingdom of Saudi Arabia, the United Arab Emirates, the Kingdom of Bahrain, the European Union, the United States, China and Canada made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Australia; the Kingdom of Bahrain; Brazil; Canada; China; the European Union; India; Japan; Korea; Mexico; Norway; the Russian Federation; Singapore; Chinese Taipei; Turkey; Ukraine; the United Arab Emirates; the United States and Yemen.
 - "United States – Tariff Measures on Certain Goods from China": The DSB considered, for the first time, China's panel request at its meeting on 18 December 2018 (WT/DS543/7; WT/DSB/M/423). China, Japan and the United States made statements. The DSB considered this matter, for the second time, at its meeting on 28 January 2019 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU, with standard terms of reference (WT/DSB/M/425). China and the United States made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Australia; Brazil; Canada; the European Union; India; Indonesia; Japan; Kazakhstan; Korea; New Zealand; Norway; the Russian Federation; Singapore; Chinese Taipei; Turkey and Ukraine.
 - "Turkey – Additional Duties on Certain Products from the United States": The DSB considered, for the first time, the US panel request at its meeting on 11 January 2019 (WT/DS561/2; WT/DSB/M/424). The United States, Turkey and the European Union made statements. The DSB considered this matter, for the second time, at its meeting on 28 January 2019 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU, with standard terms of reference (WT/DSB/M/425). The United States, Turkey and the European Union made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Brazil; Canada; China; the European Union; Guatemala; India; Indonesia; Japan; Kazakhstan; Mexico; New Zealand; Norway; the Russian Federation; Singapore; Switzerland; Chinese Taipei; Thailand; Ukraine and the Bolivarian Republic of Venezuela.

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- "Turkey – Additional Duties on Imports of Air Conditioning Machines from Thailand": The DSB considered, for the first time, Thailand's panel request at its meeting on 25 February 2019 (WT/DS573/2; WT/DSB/M/426). Thailand and Turkey made statements. The DSB considered this matter, for the second time, at its meeting on 11 April 2019 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU, with standard terms of reference (WT/DSB/M/427). Thailand and Turkey made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Brazil; Canada; China; the European Union; India; Japan; Korea; the Russian Federation; Singapore; Ukraine and the United States.
 - "European Union – Anti-Dumping Measures on Certain Cold-Rolled Flat Steel Products from Russia": The DSB considered, for the first time, the Russian Federation's panel request at its meeting on 11 April 2019 (WT/DS521/2; WT/DSB/M/427). The Russian Federation and the European Union made statements. The DSB considered this matter, for the second time, at its meeting on 26 April 2019 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU, with standard terms of reference (WT/DSB/M/428). The Russian Federation and the European Union made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: China; India; Japan; Korea; the Kingdom of Saudi Arabia; Ukraine and the United States.
 - "Qatar – Certain Measures Concerning Goods from the United Arab Emirates": The DSB considered, for the first time, the United Arab Emirates' panel request at its meeting on 26 April 2019 (WT/DS576/2; WT/DSB/M/428). The United Arab Emirates, Qatar, the Kingdom of Bahrain, Egypt and Yemen made statements. The DSB considered this matter, for the second time, at its meeting on 28 May 2019 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU, with standard terms of reference (WT/DSB/M/429). The United Arab Emirates, Qatar and Turkey made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Afghanistan; the Kingdom of Bahrain; Brazil; Canada; China; Egypt; the European Union; India; Japan; Mexico; Norway; the Russian Federation; the Kingdom of Saudi Arabia; Singapore; Chinese Taipei; Turkey; Ukraine and the United States.
 - "United States – Anti-Dumping and Countervailing Duties on Ripe Olives from Spain": The DSB considered, for the first time, the EU panel request at its meeting on 28 May 2019 (WT/DS577/3; WT/DSB/M/429). The European Union and the United States made statements. The DSB considered this matter, for the second time, at its meeting on 24 June 2019 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU, with standard terms of reference (WT/DSB/M/430). The European Union and the United States made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Australia; Brazil; Canada; China; India; Japan; Mexico; the Russian Federation; the Kingdom of Saudi Arabia; Switzerland and Turkey.
 - "United States – Safeguard Measure on Imports of Crystalline Silicon Photovoltaic Products": The DSB considered, for the first time, China's panel request at its meeting on 22 July 2019 (WT/DS562/8; WT/DSB/M/431). China and the United States made statements. The DSB considered this matter, for the second time, at its meeting on 15 August 2019 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU, with standard terms of reference (WT/DSB/M/433). China and the United States made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Brazil; Canada; the European Union; India; Japan; Korea; Malaysia; the Philippines; the Russian Federation and Chinese Taipei.
 - "India – Measures Concerning Sugar and Sugarcane": The DSB considered, for the first time, Brazil's panel request at its meeting on 22 July 2019 (WT/DS579/7; WT/DSB/M/431). Brazil and India made statements. The DSB considered this matter, for the second time, at its meeting on 15 August 2019 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU, with standard terms of reference (WT/DSB/M/433). Brazil and India made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Australia; Canada; China; Colombia; Costa Rica; El Salvador; the European Union; Guatemala; Honduras; Indonesia; Japan; Panama; the Russian Federation; Thailand and the United States.

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- "India – Measures Concerning Sugar and Sugarcane": The DSB considered, for the first time, Australia's panel request at its meeting on 22 July 2019 (WT/DS580/7; WT/DSB/M/431). Australia and India made statements. The DSB considered this matter, for the second time, at its meeting on 15 August 2019 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU, with standard terms of reference (WT/DSB/M/433). Australia and India made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Brazil; Canada; China; Colombia; Costa Rica; El Salvador; the European Union; Guatemala; Honduras; Indonesia; Japan; Panama; the Russian Federation; Thailand and the United States.
 - "India – Measures Concerning Sugar and Sugarcane": The DSB considered, for the first time, Guatemala's panel request at its meeting on 22 July 2019 (WT/DS581/8; WT/DSB/M/431). Guatemala, India and the United States made statements. The DSB considered this matter, for the second time, at its meeting on 15 August 2019 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU, with standard terms of reference (WT/DSB/M/433). Guatemala and India made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Australia; Brazil; Canada; China; Colombia; Costa Rica; El Salvador; the European Union; Honduras; Indonesia; Japan; Panama; the Russian Federation; Thailand and the United States.
 - "Turkey – Certain Measures Concerning the Production, Importation and Marketing of Pharmaceutical Products": The DSB considered for the first time, the EU panel request at its meeting on 15 August 2019 (WT/DS583/3; WT/DSB/M/433). The European Union and Turkey made statements. The DSB considered this matter, for the second time, at its meeting on 30 September 2019 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU, with standard terms of reference (WT/DSB/M/434). The European Union and Turkey made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Brazil; Canada; China; India; Indonesia; Japan; the Russian Federation; Switzerland; Ukraine and the United States.
 - "India - Additional Duties on Certain Products from the United States": The DSB considered, for the first time, the US panel request at its meeting on 30 September 2019 (WT/DS585/2; WT/DSB/M/434). The United States, India, China and the European Union made statements. The DSB considered this matter, for the second time, at its meeting on 28 October 2019 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU, with standard terms of reference (WT/DSB/M/436). The United States, India, the European Union and China made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Brazil; Canada; China; the European Union; Guatemala; Indonesia; Japan; Malaysia; Mexico; Norway; the Russian Federation; Singapore; Switzerland; Chinese Taipei; Turkey; Ukraine and the Bolivarian Republic of Venezuela.
 - "Morocco – Definitive Anti-Dumping Measures on School Exercise Books from Tunisia": The DSB considered, for the first time, Tunisia's panel request at its meeting on 30 September 2019 (WT/DS578/2; WT/DSB/M/434). Tunisia and Morocco made statements. The DSB considered this matter, for the second time, at its meeting on 28 October 2019 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU, with standard terms of reference (WT/DSB/M/436). Tunisia and Morocco made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Brazil; Canada; China; the European Union; Japan; Madagascar; the Russian Federation and the United States.
 - "India – Tariff Treatment on Certain Goods in the Information and Communications Technology Sector": The DSB considered, for the first time, the European Union's panel request at its meeting on 28 February/5 March 2020 (WT/DS582/9; WT/DSB/M/441). The European Union, India, Japan and the United States made statements. The DSB considered this matter, for the second time, at its meeting on 29 June 2020 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU with standard terms of reference (WT/DSB/M/442). The European Union, India, the United States, Japan and Chinese Taipei made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Brazil; Canada; China; Indonesia; Japan; Korea; Norway; Pakistan; the Russian Federation; Singapore; Chinese Taipei; Thailand; Turkey; Ukraine and the United States.

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- "Colombia – Anti-Dumping Duties on Frozen Fries from Belgium, Germany and the Netherlands": The DSB considered, for the first time, the European Union's panel request at its meeting on 28 February/5 March 2020 (WT/DS591/2; WT/DSB/M/441). The European Union and Colombia made statements. The DSB considered this matter, for the second time, at its meeting on 29 June 2020 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU with standard terms of reference (WT/DSB/M/442). The European Union and Colombia made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Brazil; China; Honduras; India; Japan; the Russian Federation; Turkey and the United States.
 - "India – Tariff Treatment on Certain Goods": The DSB considered, for the first time, Japan's panel request at its meeting on 29 June 2020 (WT/DS584/9; WT/DSB/M/442). Japan, India, the European Union, Chinese Taipei and the United States made statements. The DSB considered this matter, for the second time, at its meeting on 29 July 2020 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU with standard terms of reference (WT/DSB/M/443). Japan, India and the European Union made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Brazil; Canada; China; the European Union; Indonesia; Korea; Norway; Pakistan; the Russian Federation; Singapore; Chinese Taipei; Thailand; Turkey; the United Kingdom and the United States.
 - "India – Tariff Treatment on Certain Goods in the Information and Communications Technology Sector": The DSB considered, for the first time, a panel request by the Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu at its meeting on 29 June 2020 (WT/DS588/7; WT/DSB/M/442). Chinese Taipei, India, Japan, the European Union and the United States made statements. The DSB considered this matter, for the second time, at its meeting on 29 July 2020 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU with standard terms of reference (WT/DSB/M/443). Chinese Taipei, India, Japan and the European Union made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Brazil; Canada; China; the European Union; Indonesia; Japan; Korea; Norway; Pakistan; the Russian Federation; Singapore; Thailand; Turkey; the United Kingdom and the United States.
 - "Japan – Measures Related to the Exportation of Products and Technology to Korea": The DSB considered, for the first time, Korea's panel request at its meeting on 29 June 2020 (WT/DS590/4; WT/DSB/M/442). Korea, Japan and the United States made statements. The DSB considered this matter, for the second time, at its meeting on 29 July 2020 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU with standard terms of reference (WT/DSB/M/443). Korea, Japan and the United States made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Brazil; Canada; China; the European Union; India; Norway; the Russian Federation; Kingdom of Saudi Arabia; Singapore; Chinese Taipei; Turkey; Ukraine; the United Kingdom and the United States.
 - "European Union – Certain Measures Concerning Palm Oil and Oil Palm Crop-Based Biofuels": The DSB considered, for the first time, Indonesia's panel request at its meeting on 29 June 2020 (WT/DS593/9; WT/DSB/M/442). Indonesia, the European Union and Malaysia made statements. The DSB considered this matter, for the second time, at its meeting on 29 July 2020 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU with standard terms of reference (WT/DSB/M/443). Indonesia, the European Union and Malaysia made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Argentina; Australia; Brazil; Canada; China; Colombia; Costa Rica; Ecuador; Guatemala; Honduras; India; Japan; Korea; Malaysia; Norway; the Russian Federation; Singapore; Thailand; Turkey and the United States.
 - "European Union – Safeguard Measures on Certain Steel Products": The DSB considered, for the first time, Turkey's panel request at its meeting on 29 July 2020 (WT/DS595/3; WT/DSB/M/443). Turkey and the European Union made statements. The DSB considered this matter, for the second time, at its meeting on 28 August 2020 and agreed to establish a panel in accordance with the provisions of Article 6 of the DSU with standard terms of

reference (WT/DSB/M/444). Turkey and the European Union made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Argentina; Brazil; Canada; China; India; Japan; Korea; Norway; the Russian Federation; Switzerland; Chinese Taipei; Ukraine; United Arab Emirates; the United Kingdom and the United States.

6 ADOPTION OF APPELLATE BODY/PANEL REPORTS

6.1. During the period covered by this Report, the DSB adopted 17 Panel Reports and 13 Appellate Body Reports:

- "Brazil – Certain Measures Concerning Taxation and Charges": The DSB adopted the Appellate Body Reports contained in WT/DS472/AB/R and WT/DS472/AB/R/Add.1 – WT/DS497/AB/R and WT/DS497/AB/R/Add.1 and the Panel Reports contained in WT/DS472/R, WT/DS472/R/Add.1 and WT/DS472/R/Corr.1 – WT/DS497/R, WT/DS497/R/Add.1 and WT/DS497/R/Corr.1, as modified by the Appellate Body Reports in these disputes, at its meeting on 11 January 2019 (WT/DSB/M/424). The following delegations made statements: Brazil, the European Union and Japan.
- "United States – Measures Concerning the Importation, Marketing and Sale of Tuna and Tuna Products": The DSB adopted the Appellate Body Report contained in WT/DS381/AB/RW/USA and WT/DS381/AB/RW/USA/Add.1 and the Panel Report contained in WT/DS381/RW/USA and WT/DS381/RW/USA/Add.1, as upheld by the Appellate Body Report, at its meeting on 11 January 2019 (WT/DSB/M/424). This is without prejudice to the statements expressed by Members in respect of the adoption of these documents. The following delegations made statements: The United States, Mexico, the European Union and Canada.
- "United States – Measures Affecting Trade in Large Civil Aircraft (Second Complaint): Recourse to Article 21.5 of the DSU by the European Union": The DSB adopted the Appellate Body Report contained in WT/DS353/AB/RW and WT/DS353/AB/RW/Add.1 and the Panel Report contained in WT/DS353/RW and WT/DS353/RW/Add.1, as modified by the Appellate Body Report, at its meeting on 11 April 2019 (WT/DSB/M/427). This is without prejudice to the statements expressed by Members in respect of the adoption of these documents. The following delegations made statements: The European Union, the United States and Canada.
- "China – Domestic Support for Agricultural Producers": The DSB adopted the Panel Report contained in WT/DS511/R and WT/DS511/R/Add.1, at its meeting on 26 April 2019 (WT/DSB/M/428). The following delegations made statements: The United States, China and Canada.
- "Russia – Measures Concerning Traffic in Transit": The DSB adopted the Panel Report contained in WT/DS512/R and WT/DS512/R/Add.1, at its meeting on 26 April 2019 (WT/DSB/M/428). The following delegations made statements: The Russian Federation, Ukraine, the European Union, Canada, China, Turkey, Australia, the United States and Mexico.
- "Korea – Import Bans, and Testing and Certification Requirements for Radionuclides": The DSB adopted the Appellate Body Report contained in WT/DS495/AB/R and WT/DS495/AB/R/Add.1 and the Panel Report contained in WT/DS495/R and WT/DS495/R/Add.1, as modified by the Appellate Body Report, at its meeting on 26 April 2019 (WT/DSB/M/428). The following delegations made statements: Korea, Japan, Canada, Brazil, New Zealand, the United States, the European Union, China, Colombia, Ecuador, Peru, the Kingdom of Saudi Arabia, Pakistan and Malaysia.

- "China – Tariff Rate Quotas for Certain Agricultural Products": The DSB adopted the Panel Report contained in WT/DS517/R and WT/DS517/R/Add.1, at its meeting on 28 May 2019 (WT/DSB/M/429). The following delegations made statements: The United States, China and the European Union.
- "United States – Countervailing Duty Measures on Certain Products from China: Recourse to Article 21.5 of the DSU by China": The DSB adopted the Appellate Body Report contained in WT/DS437/AB/RW and WT/DS437/AB/RW/Add.1 and the Panel Report contained in WT/DS437/RW and WT/DS437/RW/Add.1, as upheld by the Appellate Body, at its meeting on 15 August 2019 (WT/DSB/M/433). This is without prejudice to the statements expressed by Members in respect of the adoption of these documents. The following delegations made statements: China, the United States, Australia, the European Union and Canada.
- "Ukraine – Anti-Dumping Measures on Ammonium Nitrate": The DSB adopted the Appellate Body Report contained in WT/DS493/AB/R and WT/DS493/AB/R/Add.1 and the Panel Report contained in WT/DS493/R, WT/DS493/R/Add.1 and WT/DS493/R/Corr.1, as upheld by the Appellate Body Report, at its meeting on 30 September 2019 (WT/DSB/M/434). This is without prejudice to the statements expressed by Members in respect of the adoption of these documents. The following delegations made statements: the Russian Federation, Ukraine and the United States.
- "Korea – Anti-Dumping Duties on Pneumatic Valves from Japan": The DSB adopted the Appellate Body Report contained in WT/DS504/AB/R and WT/DS504/AB/R/Add.1 and the Panel Report contained in WT/DS504/R and WT/DS504/R/Add.1, as modified by the Appellate Body Report, at its meeting on 30 September 2019 (WT/DSB/M/434). This is without prejudice to the statements expressed by Members in respect of the adoption of these documents. The following delegations made statements: Japan, Korea, the European Union, the United States, Canada and China.
- "Morocco – Anti-Dumping Measures on Certain Hot-Rolled Steel from Turkey": The DSB adopted the Appellate Body Report contained in WT/DS513/AB/R and WT/DS513/AB/R/Add.1 and the Panel Report contained in WT/DS513/R and WT/DS513/R/Add.1 at its meeting on 8 January 2020 (WT/DSB/M/439). This is without prejudice to the statements expressed by Members in respect of the adoption of these documents. The following delegations made statements: Turkey, Morocco, the United States and China.
- "Australia – Anti-Dumping Measures on A4 Copy Paper": The DSB adopted the Panel Report contained in WT/DS529/R and WT/DS529/R/Add.1, at its meeting on 27 January 2020 (WT/DSB/M/440). The following delegations made statements: Indonesia, Australia, the Russian Federation and Thailand.
- "Russia – Measures Affecting the Importation of Railway Equipment and Parts Thereof": The DSB adopted the Appellate Body Report contained in WT/DS499/AB/R and WT/DS499/AB/R/Add.1 and the Panel Report contained in WT/DS499/R and WT/DS499/R/Add.1, as modified by the Appellate Body Report at its meeting on 28 February/5 March 2020 (WT/DSB/M/441). This is without prejudice to the statements expressed by Members in respect of the adoption of these documents. The following delegations made statements: Ukraine, the Russian Federation, the United States, China and the European Union.
- "United States – Countervailing Measures on Supercalendered Paper from Canada": The DSB adopted the Appellate Body Report contained in WT/DS505/AB/R and WT/DS505/AB/R/Add.1 and the Panel Report contained in WT/DS505/R and WT/DS505/R/Add.1, as upheld by the Appellate Body Report at its meeting on 28 February/5 March 2020 (WT/DSB/M/441). This is without prejudice to the statements expressed by Members in respect of the adoption of these documents. The following delegations made statements: Canada, the United States, China, Japan and the European Union.

- "Australia – Certain Measures Concerning Trademarks, Geographical Indications and Other Plain Packaging Requirements Applicable to Tobacco Products and Packaging": The DSB adopted the Appellate Body Reports contained in WT/DS435/AB/R and WT/DS435/AB/R/Add.1 – WT/DS441/AB/R and WT/DS441/AB/R/Add.1 and the Panel Reports contained in WT/DS435/R, WT/DS435/R/Add.1 and WT/DS435/R/Supp.1 – WT/DS441/R, WT/DS441/R/Add.1 and WT/DS441/R/Supp.1, as upheld by the Appellate Body Reports in these disputes, at its meeting on 29 June 2020 (WT/DSB/M/442). This is without prejudice to the statements expressed by Members in respect of the adoption of these documents. The following delegations made statements: Dominican Republic, Honduras, Australia, Norway, the United States, New Zealand, Indonesia, Turkey, the European Union, United Kingdom, Canada and Singapore.

7 STATEMENTS OF INTENTIONS IN RESPECT OF IMPLEMENTATION PURSUANT TO ARTICLE 21.3 OF THE DSU

7.1. The DSB took note of Members' statements of intentions with respect to implementation of the DSB recommendations and rulings in connection with 8 disputes:

- "Brazil – Certain Measures Concerning Taxation and Charges": Brazil informed the DSB of its intentions in respect of implementation of the recommendations and rulings of the DSB in this dispute at the DSB meeting on 28 January 2019 (DS472; DS497; WT/DSB/M/425). The following delegations made statements: Brazil, the European Union and Japan.
- "Korea – Import Bans, and Testing and Certification Requirement for Radionuclides": Korea informed the DSB in writing of its intentions in respect of implementation of the recommendations and rulings of the DSB in this dispute on 14 May 2019 (WT/DS495/14). Korea further confirmed its intentions at the DSB meeting on 28 May 2019 (WT/DSB/M/429). The following delegations made statements: Korea, Japan and the United States.
- "China – Domestic Support for Agricultural Producers": China informed the DSB in writing of its intentions in respect of implementation of the recommendations and rulings of the DSB in this dispute on 16 May 2019 (WT/DS511/13). China further confirmed its intentions at the DSB meeting on 28 May 2019 (WT/DSB/M/429). The following delegations made statements: China and the United States.
- "China – Tariff Rate Quotas for Certain Agricultural Products": China informed the DSB of its intentions in respect of implementation of the recommendations and rulings of the DSB in this dispute at the DSB meeting on 24 June 2019 (DS517; WT/DSB/M/430). The following delegations made statements: China and the United States.
- "Ukraine – Anti-Dumping Measures on Ammonium Nitrate": Ukraine informed the DSB of its intentions in respect of implementation of the recommendations and rulings of the DSB in this dispute at the DSB meeting on 28 October 2019 (DS493; WT/DSB/M/436). The following delegations made statements: Ukraine and the Russian Federation.
- "Korea – Anti-Dumping Duties on Pneumatic Valves from Japan": Korea informed the DSB of its intentions in respect of implementation of the recommendations and rulings of the DSB in this dispute at the DSB meeting on 28 October 2019 (DS504; WT/DSB/M/436). The following delegations made statements: Korea and Japan.
- "Australia – Anti-Dumping Measures on A4 Copy Paper": Australia informed the DSB in writing of its intentions in respect of implementation of the recommendations and rulings of the DSB in this dispute on 26 February 2020 (WT/DS529/15). Australia further confirmed its intentions at the DSB meeting on 28 February/5 March 2020 (WT/DSB/M/441). The following delegations made statements: Australia and Indonesia.

8 STATUS REPORTS ON PROGRESS IN THE IMPLEMENTATION OF THE RECOMMENDATIONS ADOPTED BY THE DSB

8.1. The DSB received status reports with respect to implementation of DSB rulings and recommendations during the period considered in this Report with regard to 13 matters as follows:

- "United States – Anti-Dumping Measures on Certain Hot-Rolled Steel Products from Japan": Status reports by the United States (WT/DS184/15/Add.190, 191, 192, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208 and 209) were submitted at the DSB meetings held on 18 December 2018 (WT/DSB/M/423), 28 January 2019 (WT/DSB/M/425), 25 February 2019 (WT/DSB/M/426), 26 April 2019 (WT/DSB/M/428), 28 May 2019 (WT/DSB/M/429), 24 June 2019 (WT/DSB/M/430), 22 July 2019 (WT/DSB/M/431), 15 August 2019 (WT/DSB/M/433), 30 September 2019 (WT/DSB/M/434), 28 October 2019 (WT/DSB/M/436), 22 November 2019 (WT/DSB/M/437), 18 December 2019 (WT/DSB/M/438), 27 January 2020 (WT/DSB/M/440), 28 February/5 March 2020 (WT/DSB/M/441), 29 June 2020 (WT/DSB/M/442), 29 July 2020 (WT/DSB/M/443), 28 August 2020 (WT/DSB/M/444), 28 September 2020 (WT/DSB/M/445) and 26 October 2020 (WT/DSB/M/446). In the course of the period covered by this report, statements on this matter were made by the United States (19 times) and Japan (19).
- "United States – Section 110(5) of the US Copyright Act": Status reports by the United States (WT/DS160/24/Add.165, 166, 167, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183 and 184) were submitted at the DSB meetings held on 18 December 2018 (WT/DSB/M/423), 28 January 2019 (WT/DSB/M/425), 25 February 2019 (WT/DSB/M/426), 26 April 2019 (WT/DSB/M/428), 28 May 2019 (WT/DSB/M/429), 24 June 2019 (WT/DSB/M/430), 22 July 2019 (WT/DSB/M/431), 15 August 2019 (WT/DSB/M/433), 30 September 2019 (WT/DSB/M/434), 28 October 2019 (WT/DSB/M/436), 22 November 2019 (WT/DSB/M/437), 18 December 2019 (WT/DSB/M/438), 27 January 2020 (WT/DSB/M/440), 28 February/5 March 2020 (WT/DSB/M/441), 29 June 2020 (WT/DSB/M/442), 29 July 2020 (WT/DSB/M/443), 28 August 2020 (WT/DSB/M/444), 28 September 2020 (WT/DSB/M/445) and 26 October 2020 (WT/DSB/M/446). In the course of the period covered by this report, statements on this matter were made by the United States (19 times), the European Union (19) and China (19).
- "European Communities – Measures Affecting the Approval and Marketing of Biotech Products": Status reports by the European Union (WT/DS291/37/Add.128, 129, 130, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146 and 147) were submitted at the DSB meetings held on 18 December 2018 (WT/DSB/M/423), 28 January 2019 (WT/DSB/M/425), 25 February 2019 (WT/DSB/M/426), 26 April 2019 (WT/DSB/M/428), 28 May 2019 (WT/DSB/M/429), 24 June 2019 (WT/DSB/M/430), 22 July 2019 (WT/DSB/M/431), 15 August 2019 (WT/DSB/M/433), 30 September 2019 (WT/DSB/M/434), 28 October 2019 (WT/DSB/M/436), 22 November 2019 (WT/DSB/M/437), 18 December 2019 (WT/DSB/M/438), 27 January 2020 (WT/DSB/M/440), 28 February/5 March 2020 (WT/DSB/M/441), 29 June 2020 (WT/DSB/M/442), 29 July 2020 (WT/DSB/M/443), 28 August 2020 (WT/DSB/M/444), 28 September 2020 (WT/DSB/M/445) and 26 October 2020 (WT/DSB/M/446). In the course of the period covered by this report, statements on this matter were made by the European Union (19 times) and the United States (19).
- "United States – Anti-Dumping and Countervailing Measures on Large Residential Washers from Korea": Status reports by United States (WT/DS464/17/Add.12, 13, 14, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30 and 31) were submitted at the DSB meetings held on 18 December 2018 (WT/DSB/M/423), 28 January 2019 (WT/DSB/M/425), 25 February 2019 (WT/DSB/M/426), 26 April 2019 (WT/DSB/M/428), 28 May 2019 (WT/DSB/M/429), 24 June 2019 (WT/DSB/M/430), 22 July 2019 (WT/DSB/M/431), 15 August 2019 (WT/DSB/M/433), 30 September 2019 (WT/DSB/M/434), 28 October 2019 (WT/DSB/M/436), 22 November 2019 (WT/DSB/M/437), 18 December 2019 (WT/DSB/M/438), 27 January 2020 (WT/DSB/M/440), 28 February/5 March 2020 (WT/DSB/M/441), 29 June 2020 (WT/DSB/M/442), 29 July 2020 (WT/DSB/M/443), 28 August 2020 (WT/DSB/M/444), 28 September 2020 (WT/DSB/M/445) and 26 October 2020 (WT/DSB/M/446). In the course of the period covered by this report, statements on this matter were made by the United States (19 times), Korea (19), Canada (19) and China (4).

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- "United States – Certain Methodologies and their Application to Anti-Dumping Proceedings Involving China": Status reports by the United States (WT/DS471/17/Add.4, 5, 6, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22 and 23) were submitted at the DSB meetings held on 18 December 2018 (WT/DSB/M/423), 28 January 2019 (WT/DSB/M/425), 25 February 2019 (WT/DSB/M/426), 26 April 2019 (WT/DSB/M/428), 28 May 2019 (WT/DSB/M/429), 24 June 2019 (WT/DSB/M/430), 22 July 2019 (WT/DSB/M/431), 15 August 2019 (WT/DSB/M/433), 30 September 2019 (WT/DSB/M/434), 28 October 2019 (WT/DSB/M/436), 22 November 2019 (WT/DSB/M/437), 18 December 2019 (WT/DSB/M/438), 27 January 2020 (WT/DSB/M/440), 28 February/5 March 2020 (WT/DSB/M/441), 29 June 2020 (WT/DSB/M/442), 29 July 2020 (WT/DSB/M/443), 28 August 2020 (WT/DSB/M/444), 28 September 2020 (WT/DSB/M/445) and 26 October 2020 (WT/DSB/M/446). In the course of the period covered by this report, statements on this matter were made by the United States (19 times) and China (19).
 - "Indonesia – Measures Concerning the Importation of Chicken Meat and Chicken Products": Status reports by Indonesia (WT/DS484/18/Add.3, 4, 5, 7, 8, 9 and 10) were submitted at the DSB meetings held on 18 December 2018 (WT/DSB/M/423), 28 January 2019 (WT/DSB/M/425), 25 February 2019 (WT/DSB/M/426), 26 April 2019 (WT/DSB/M/428), 28 May 2019 (WT/DSB/M/429), 24 June 2019 (WT/DSB/M/430) and 22 July 2019 (WT/DSB/M/431). In the course of the period covered by this report, statements on this matter were made by Indonesia (7 times) and Brazil (7).
 - "United States – Anti-Dumping Measures on Certain Oil Country Tubular Goods from Korea": Status reports by the United States (WT/DS488/12/Add.3, 4, 5, 7, 8, 9 and 10) were submitted at the DSB meetings held on 18 December 2018 (WT/DSB/M/423), 28 January 2019 (WT/DSB/M/425), 25 February 2019 (WT/DSB/M/426), 26 April 2019 (WT/DSB/M/428), 28 May 2019 (WT/DSB/M/429), 24 June 2019 (WT/DSB/M/430) and 22 July 2019 (WT/DSB/M/431). In the course of the period covered by this report, statements on this matter were made by the United States (7 times) and Korea (7).
 - "Indonesia – Importation of Horticultural Products, Animals and Animal Products": Status reports by Indonesia (WT/DS477/21–WT/DS478/22 and Add.1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18) were submitted at the DSB meetings held on 28 January 2019 (WT/DSB/M/425), 25 February 2019 (WT/DSB/M/426), 26 April 2019 (WT/DSB/M/428), 28 May 2019 (WT/DSB/M/429), 24 June 2019 (WT/DSB/M/430), 22 July 2019 (WT/DSB/M/431), 15 August 2019 (WT/DSB/M/433), 30 September 2019 (WT/DSB/M/434), 28 October 2019 (WT/DSB/M/436), 22 November 2019 (WT/DSB/M/437), 18 December 2019 (WT/DSB/M/438), 27 January 2020 (WT/DSB/M/440), 28 February/5 March 2020 (WT/DSB/M/441), 29 June 2020 (WT/DSB/M/442), 29 July 2020 (WT/DSB/M/443), 28 August 2020 (WT/DSB/M/444), 28 September 2020 (WT/DSB/M/445) and 26 October 2020 (WT/DSB/M/446). In the course of the period covered by this report, statements on this matter were made by Indonesia (18 times), New Zealand (18) and the United States (18).
 - "Brazil – Certain Measures Concerning Taxation and Charges": Status reports by Brazil (WT/DS472/16 and Add.1 and 2) were submitted at the DSB meetings held on 22 November 2019 (WT/DSB/M/437), 18 December 2019 (WT/DSB/M/438) and 27 January 2020 (WT/DSB/M/440). In the course of the period covered by this report, statements on this matter were made by Brazil (3 times) and the European Union (3).
 - "Brazil – Certain Measures Concerning Taxation and Charges": Status reports by Brazil (WT/DS497/14 and Add.1 and 2) were submitted at the DSB meetings held on 22 November 2019 (WT/DSB/M/437), 18 December 2019 (WT/DSB/M/438) and 27 January 2020 (WT/DSB/M/440). In the course of the period covered by this report, statements on this matter were made by Brazil (3 times) and Japan (3).
 - "China – Domestic Support for Agricultural Producers": Status reports by China (WT/DS511/15 and Add.1 and 2) were submitted at the DSB meetings held on 27 January 2020 (WT/DSB/M/440), 28 February/5 March 2020 (WT/DSB/M/441) and 29 June 2020 (WT/DSB/M/442). In the course of the period covered by this report, statements on this matter were made by China (3 times), the United States (3) and the European Union (1).

- "China – Tariff Rate Quotas for Certain Agricultural Products": A status report by China (WT/DS517/12) was submitted at the DSB meeting held on 28 February/5 March 2020 (WT/DSB/M/441). Statements on this matter were made by China and the United States.
- "Australia – Anti-Dumping Measures on A4 Copy Paper": A status report by Australia (WT/DS529/17) was submitted at the DSB meeting held on 28 September 2020 (WT/DSB/M/445). Statements on this matter were made by Australia and Indonesia.

9 MATTERS RAISED BY MEMBERS PURSUANT TO ARTICLE 21.6 OF THE DSU (SURVEILLANCE AND IMPLEMENTATION)

9.1. The DSB considered at several meetings the implementation of the DSB recommendations and rulings with respect to 4 matters:

- "United States – Continued Dumping and Subsidy Offset Act of 2000" (DS217; DS234): the European Union raised the implementation of the DSB's recommendations and rulings in these disputes at the DSB meetings held on 18 December 2018 (WT/DSB/M/423), 28 January 2019 (WT/DSB/M/425), 25 February 2019 (WT/DSB/M/426), 26 April 2019 (WT/DSB/M/428), 28 May 2019 (WT/DSB/M/429), 24 June 2019 (WT/DSB/M/430), 22 July 2019 (WT/DSB/M/431), 15 August 2019 (WT/DSB/M/433), 30 September 2019 (WT/DSB/M/434), 28 October 2019 (WT/DSB/M/436), 22 November 2019 (WT/DSB/M/437), 18 December 2019 (WT/DSB/M/438), 27 January 2020 (WT/DSB/M/440), 28 February/5 March 2020 (WT/DSB/M/441), 29 June 2020 (WT/DSB/M/442), 29 July 2020 (WT/DSB/M/443), 28 August 2020 (WT/DSB/M/444), 28 September 2020 (WT/DSB/M/445) and 26 October 2020 (WT/DSB/M/446). In the course of the period covered by this report, the following delegations made statements: The European Union (19 times), Brazil (12), Canada (19) and the United States (19).
- "European Communities and Certain Member States – Measures Affecting Trade in Large Civil Aircraft" (DS316): The United States raised the implementation of the DSB recommendations and rulings in this dispute at the DSB meetings held on 18 December 2018 (WT/DSB/M/423), 28 January 2019 (WT/DSB/M/425), 25 February 2019 (WT/DSB/M/426), 26 April 2019 (WT/DSB/M/428), 28 May 2019 (WT/DSB/M/429), 24 June 2019 (WT/DSB/M/430), 22 July 2019 (WT/DSB/M/431), 15 August 2019 (WT/DSB/M/433), 30 September 2019 (WT/DSB/M/434), 28 October 2019 (WT/DSB/M/436), 22 November 2019 (WT/DSB/M/437), 18 December 2019 (WT/DSB/M/438), 27 January 2020 (WT/DSB/M/440), 28 February/5 March 2020 (WT/DSB/M/441), 29 June 2020 (WT/DSB/M/442), 29 July 2020 (WT/DSB/M/443), 28 August 2020 (WT/DSB/M/444), 28 September 2020 (WT/DSB/M/445) and 26 October 2020 (WT/DSB/M/446). In the course of the period covered by this report, the following delegations made statements: The United States (19 times) and the European Union (19).
- "Ukraine – Anti-Dumping Measures on Ammonium Nitrate" (DS493): The Russian Federation raised the issue of implementation of the DSB recommendations and rulings in this dispute at the DSB meeting held on 28 September 2020 (WT/DSB/M/445). The following delegations made statements: The Russian Federation and Ukraine.
- "Australia – Anti-Dumping Measures on A4 Copy Paper" (DS529): Indonesia raised the issue of implementation of the DSB recommendations and rulings in this dispute at the DSB meeting held on 26 October 2020 (WT/DSB/M/446). The following delegations made statements: Indonesia and Australia.

10 RECOURSE TO ARTICLE 21.5 OF THE DSU (COMPLIANCE PANEL)

10.1. Two matters were referred by the DSB to the compliance Panel pursuant to Article 21.5 of the DSU:

- "Indonesia – Measures Concerning the Importation of Chicken Meat and Chicken Products": At its meeting on 24 June 2019, the DSB considered, for the first time, a panel request pursuant to Article 21.5 of the DSU by Brazil (WT/DS484/19; WT/DSB/M/430). At that meeting, the DSB agreed, pursuant to Article 21.5 of the DSU, to refer to the original

Panel, if possible, the matter raised by Brazil in document WT/DS484/19. It was agreed that the Panel would have standard terms of reference. Brazil and Indonesia made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Australia, Canada, China, the European Union, India, Japan, Korea, New Zealand, Norway, the Russian Federation, the Kingdom of Saudi Arabia and the United States.

- "China – Domestic Support for Agricultural Producers": At its meeting on 28 August 2020, the DSB considered, for the first time, a panel request pursuant to Article 21.5 of the DSU by China (WT/DS511/19; WT/DSB/M/444). China and the United States made statements. The DSB considered this matter, for the second time, at its meeting on 28 September 2020 (WT/DSB/M/445) and agreed, pursuant to Article 21.5 of the DSU, to refer to the original Panel, if possible, the matter raised by China in document WT/DS511/19. It was agreed that the Panel would have standard terms of reference. China and the United States made statements. The following delegations reserved third-party rights to participate in the Panel's proceedings: Australia, Brazil, Canada, the European Union, Guatemala, India, Japan, Korea, Norway, Pakistan, the Russian Federation, Chinese Taipei, Thailand, Turkey and the United Kingdom.

11 RECOURSE TO ARTICLE 22 OF THE DSU (COMPENSATION AND SUSPENSION OF CONCESSIONS)

11.1. During the period under review, three requests for DSB authorization to suspend concessions or other obligations had been referred to arbitration under Article 22.6 of the DSU. With regard to two disputes, the DSB authorized the suspension of concessions or other obligations as set out below:

- "United States – Anti-Dumping Measures on Certain Oil Country Tubular Goods from Korea": At the DSB meeting held on 9 August 2019, following Korea's request under Article 22.2 of the DSU contained in document WT/DS488/14, the matter raised by the United States in document WT/DS488/15 has been referred to arbitration under Article 22.6 of the DSU. The following delegations made statements: Korea, the United States, Canada and China (WT/DSB/M/432).
- "European Communities and Certain Member States – Measures Affecting Trade in Large Civil Aircraft": At the DSB meeting held on 14 October 2019, pursuant to the request by the United States under Article 7.9 of the SCM Agreement and Article 22.7 of the DSU contained in document WT/DS316/42, the DSB agreed to grant authorization to suspend the application to the European Union and certain member States of tariff concessions or other obligations consistent with the Arbitrator's decision contained in document WT/DS316/ARB. The following delegations made statements: The United States, the European Union and Canada (WT/DSB/M/435).
- "United States – Countervailing Duty Measures on Certain Products from China": At the DSB meeting held on 28 October 2019, following China's request under Article 22.2 of the DSU contained in document WT/DS437/30, the matter raised by the United States in document WT/DS437/31 has been referred to arbitration under Article 22.6 of the DSU. The following delegations made statements: China and the United States (WT/DSB/M/436).
- "Thailand – Customs and Fiscal Measures on Cigarettes from the Philippines": Due to the divergence of views regarding the way forward in relation to the item concerning the Philippines' request under Article 22.2 of the DSU contained in document WT/DS371/32, the DSB meeting on 28 February 2020 was suspended to allow time for consultations. Thailand, the Philippines and the Chairman made statements. Upon the resumption of the meeting on 5 March 2020, Thailand made a statement prior to the adoption of the Agenda and the matter was taken up as the last Agenda item. Subsequently, the consideration of the item was suspended, without prejudice to the rights of the Philippines and Thailand, pending further consultations on this matter. The Philippines, Thailand, China and the Chairman made statements (WT/DSB/M/441).³

³ See also paragraph 12.13.

- "United States – Countervailing Measures on Supercalendered Paper from Canada": At the DSB meeting held on 29 June 2020, following Canada's request under Article 22.2 of the DSU contained in document WT/DS505/13, the matter raised by the United States in document WT/DS505/14 has been referred to arbitration under Article 22.6 of the DSU. The following delegations made statements: Canada, the United States, China, the European Union, Japan, Australia and Mexico (WT/DSB/M/442).
- "United States – Measures Affecting Trade in Large Civil Aircraft (Second Complaint)": At the DSB meeting held on 26 October 2020, pursuant to the request by the United States under Article 7.9 of the SCM Agreement and Article 22.7 of the DSU contained in document WT/DS353/35, the DSB agreed to grant authorization to suspend the application to the United States of tariff concessions or other obligations consistent with the Arbitrator's decision contained in document WT/DS353/ARB. The following delegations made statements: The European Union, the United States and the United Kingdom (WT/DSB/M/446).

12 OTHER MATTERS

12.1. A variety of other matters were raised in the DSB:

12.2. At the DSB meeting held on 18 December 2018 (WT/DSB/M/423), the United States made a statement on the precedential value of panel or Appellate Body reports under the Marrakesh Agreement establishing the WTO and the DSU. The following delegations made statements: The United States, Colombia, Chile, Canada, Brazil, Australia, Japan, Singapore, Philippines, Mexico, China, New Zealand and the European Union.

12.3. At the DSB meeting held on 26 April 2019 (WT/DSB/M/428), Indonesia informed the DSB that, as set out in its communication (WT/DS490/14 – WT/DS496/15), it had complied with the DSB's recommendations and rulings in "Indonesia – Safeguard on Certain Iron or Steel Products" (WT/DS490/10 and WT/DS496/11). The following delegations also made statements: Chinese Taipei, Viet Nam, the European Union, Canada, Mexico, China, Brazil and Guatemala.

12.4. At the DSB meeting held on 26 April 2019 (WT/DSB/M/428), Japan made a statement concerning its communication entitled: "Towards the Proper Functioning of the Dispute Settlement Mechanism", contained in document JOB/DSB/3.

12.5. At the DSB meeting held on 22 July 2019 (WT/DSB/M/431), the United States made a statement on transparency in WTO dispute settlement. The following delegations made statements: The United States, the European Union, Canada, Japan, Australia, New Zealand, Norway, the Russian Federation, China and India.

12.6. At the DSB meeting held on 9 August 2019 (WT/DSB/M/432), the United States made a statement on transparency in WTO dispute settlement in relation to the dispute "US – OCTG" (DS488). Korea also made a statement on this matter.

12.7. At the DSB meeting held on 15 August 2019 (WT/DSB/M/433), the European Union informed delegations that at the next regular DSB meeting in September, the EU and Canada would jointly present their interim appeal arbitration arrangement, which was circulated on 25 July 2019 in document JOB/DSB/1/Add.11.

12.8. At the DSB meeting held on 30 September 2019 (WT/DSB/M/434), the European Union and Canada presented jointly their Interim Appeal Arbitration Arrangement pursuant to Article 25 of the DSU, which was circulated on 25 July 2019 in document JOB/DSB/1/Add.11. The following delegations made statements: Canada, the European Union, the United States, Argentina, Japan, Colombia, Norway and Australia. At the DSB meeting held on 28 October 2019 (WT/DSB/M/436), Norway informed delegations of the EU/ Norway Interim Appeal Arbitration Arrangement pursuant to Article 25 of the DSU, which was circulated on 21 October 2019 in document JOB/DSB/1/Add.11/Suppl.1. At the DSB meeting held on 29 June 2020 (WT/DSB/M/442), the European Union, speaking on behalf of Australia; Brazil; Canada; Chile; China; Colombia; Costa Rica; Ecuador; the European Union; Guatemala; Hong Kong, China; Iceland; Mexico; New Zealand; Nicaragua; Norway; Pakistan; Singapore; Switzerland; Ukraine and Uruguay, made a

statement regarding the Multi-Party Interim Appeal Arbitration Arrangement (MPIA), which had been circulated in document (JOB/DSB/1/Add.12). The following delegations also made statements: China; Hong Kong, China; Guatemala; Japan; South Africa and the United States.

12.9. At the DSB meeting held on 28 October 2019 (WT/DSB/M/436), the United States made a statement concerning Article 6.2 of the Understanding on Rules and Procedures Governing the Settlement of Disputes. The following delegations made statements: The United States, Japan, Canada, China and Mexico.

12.10. At the DSB meeting held on 22 November 2019 (WT/DSB/M/437), the United States made a statement concerning its systemic concerns regarding the compensation of Appellate Body members. The following delegations made statements: The United States, Canada, the European Union, Australia, Korea, Uruguay, China and Mexico.

12.11. At the DSB meeting held on 22 November 2019 (WT/DSB/M/437), the Chairman said that he was currently consulting with delegations who had pending appeals before the Appellate Body as well as with the parties concerned ahead of 10 December 2019 to see how to deal with those appeals. In light of this, he proposed to suspend the consideration of this Agenda item to allow time for further consultations. The meeting was subsequently reconvened on 3 December 2019. The Chairman reported that it had not been possible to arrive at a shared understanding on the issue of pending appeals and that there was no consensus to extend the terms of AB members beyond 10 December 2019. However, it was his understanding that for those appeals on which hearings had already been concluded the Division which had conducted those hearings would complete the appeals, and that other pending appeals would have to await the resumption of a functioning Appellate Body. The following delegations made statements: The European Union, Turkey, China and the United States.

12.12. At the DSB meeting held on 27 January 2020 (WT/DSB/M/440), Morocco made a statement regarding the implementation of the DSB's recommendations and rulings in the dispute on: "Morocco – Anti-Dumping Measures on Certain Hot-Rolled Steel from Turkey" (DS513). Turkey also made a statement on this matter.

12.13. At the DSB meeting held on 29 June 2020 (WT/DSB/M/442), the Chairman made a statement, under his own responsibility, in order to report to delegations on his consultations with Thailand and the Philippines in the DS371 dispute. He said that these consultations were ongoing. The following delegations made statements: the Philippines, Thailand and the European Union. At the DSB meeting held on 29 July 2020 (WT/DSB/M/443), the Chairman made a statement, under his own responsibility, in order to report to delegations on his consultations with Thailand and the Philippines in the DS371 dispute. He said that his consultations were ongoing. The Philippines and Thailand made their respective statements. The European Union and Japan also made statements on this matter. At the DSB meeting held on 28 August 2020 (WT/DSB/M/444), the Chairman made a statement, under his own responsibility, in order to report to delegations on his consultations with Thailand and the Philippines in the DS371 dispute. He said that his consultations were ongoing. The Philippines and Thailand made their respective statements. Japan and the European Union also made statements on this matter. At the DSB meeting held on 28 September 2020 (WT/DSB/M/445), the Chairman made a statement, under his own responsibility, in order to report to delegations on his consultations with Thailand and the Philippines in the DS371 dispute. He said that his consultations were ongoing. The Philippines and Thailand made their respective statements. Brazil and the European Union also made statements on this matter. At the DSB meeting held on 26 October 2020 (WT/DSB/M/446), the Chairman made a statement, under his own responsibility, in order to report to delegations on his consultations with Thailand and the Philippines in the DS371 dispute. He said that his consultations were ongoing. The Philippines and Thailand made their respective statements. Brazil, Australia and the European Union also made statements on this matter.

12.14. At the DSB meeting held on 29 June 2020 (WT/DSB/M/442), the Kingdom of Saudi Arabia made a statement regarding the systemic issue of the lack of remedy to the breach of confidentiality in WTO dispute settlement system as set out in document WT/DSB/COM/9. Qatar and Turkey also made statements on this matter.

12.15. At the DSB meeting held on 29 July 2020 (WT/DSB/M/443), Qatar made a statement regarding the Panel Report in "Saudi Arabia – Measures Concerning the Protection of Intellectual Property Rights" (DS567). The Kingdom of Saudi Arabia, the United States and the United Arab Emirates also made statements on this matter.

12.16. At the DSB meeting held on 28 August 2020 (WT/DSB/M/444), India made a statement regarding the panels' composition by the Director-General pursuant to Article 8.7 of the DSU in the disputes DS582 and DS588. The European Union and Chinese Taipei also made statements on this matter.

12.17. At the DSB meeting held on 28 August 2020 (WT/DSB/M/444), the Russian Federation made a statement regarding the decision of the European Union to appeal the Panel Report in the dispute on: "European Union – Cost Adjustment Methodologies and Certain Anti-Dumping Measures on Imports from Russia (Second Complaint)" contained in documents WT/DS494/R and Add.1.

12.18. At the DSB meeting held on 28 September 2020 (WT/DSB/M/445), Canada made a statement regarding the Panel Report in "United States – Countervailing Measures on Softwood Lumber from Canada" (DS533). The United States, the European Union and China also made statements on this matter.

12.19. At the DSB meeting held on 28 September 2020 (WT/DSB/M/445), Australia made a statement on behalf of Brazil; Canada; Ecuador; Guatemala; Hong Kong, China; Mexico; New Zealand; Norway; Peru; Singapore; Switzerland; Ukraine and the United Kingdom, on the issue of minimising COVID-19 disruptions to the dispute settlement system. Japan, Guatemala, India, South Africa, the United States, Nigeria (on behalf of the African Group), China and the European Union also made statements on this matter.

12.20. At the DSB meeting held on 26 October 2020 (WT/DSB/M/446), China made a statement regarding the Panel Report in "United States – Tariff Measures on Certain Goods from China" (DS543). The United States, the European Union and the Russian Federation also made statements on this matter.

13 CONCLUSION

13.1. This brief overview demonstrates that during the period from 4 December 2018 through 26 October 2020, the DSB was called upon to consider a variety of significant matters and took a number of important decisions. As set out in detail above, the DSB approved a total of 30 new nominations proposed for inclusion on the Indicative List of Governmental and Non-Governmental Panelists. It established 25 Panels, in accordance with Article 6 of the DSU, and two matters were referred to the compliance Panel, pursuant to Article 21.5 of the DSU. The DSB adopted 17 Panel Reports and 13 Appellate Body Reports. Three requests for DSB authorization to suspend concessions or other obligations had been referred to arbitration under Article 22.6 of the DSU, and with regard to two disputes the DSB authorized the suspension of concessions or other obligations. As part of its surveillance function, the DSB considered status reports on implementation with regard to 13 matters.
