



EUROPEAN UNION
Permanent Mission
to the World Trade Organization
The Head of Delegation

Geneva, 29 November 2018
D (2018)

NOTE TO
MR. JEAN-LUC DEMARTY, DIRECTOR GENERAL - DG TRADE
MR. LUIS ROMERO REQUENA, DIRECTOR GENERAL – Legal Service

Subject: WTO – Regular DSB meeting, 21 November 2018

Summary

- [Redacted] [Out of Scope]
- [Redacted] [Out of Scope]
- [Redacted] [Out of Scope]
- [Redacted] [Out of Scope]

Detail

The EU was represented by [Redacted] [Art. 4.1(b)] and [Redacted] [Art. 4.1(b)]. Most EU Member States were present. A co-ordination meeting with EU Member States took place in advance. The agenda (WT/DSB/W/634) was adopted with the following modifications: the exclusion of items 19 and 20 following the appeal of the panel reports put for adoption under these agenda items, and the inclusion of an item under Any Other Business at the request of Indonesia.

1. [Redacted] Surveillance of Implementation of recommendations adopted by the DSB

[Redacted] [Out of Scope]

[Out of Scope]

[Out of Scope]

[Out of Scope]

[Out of Scope]

[Out of Scope]

C. European Communities – Measures Affecting the Approval and Marketing of Biotech Products: Status Report by the European Union (WT/DS291/37/Add.127)

[Out of Scope]

As a new development, the US referred to the 13 November public statement issued by the EU's Group of Chief Scientific Advisors in response to the 25 July 2018 ECJ ruling. From the public statement, the US retained that "in view of the Court's ruling, it becomes evident that new scientific knowledge and recent technical developments have made the GMO Directive no longer fit for purpose". The US asked the EU to finally bring into compliance the measures at issue.

The EU intervened as per instructions on all issues raised by the US.

The Chair concluded that the DSB took note of the statements and will revert to this matter.

[Out of Scope]

[Out of Scope]

[Out of Scope]

[Out of Scope]

[Out of Scope]

[Out of Scope]

The Chair informed that the next regular DSB meeting will be held on **Tuesday 18 December 2018**. The deadline for inscription of agenda items for the regular DSB meeting is **Thursday 6 December 2018** at 6 pm. The Airgram will be circulated by the Secretariat on **Friday 7 December 2018**.

Marc Vanheukelen
Head of Mission

Author: [Art. 4.1(b)]

C.c.: J-L. Demarty, H. König, S. Gallina, I. Garcia Bercero, P. Sandler, M. Martin-Prat, D. Redonnet,

[Redacted]

[Art. 4.1(b)]

[Redacted] - **DG TRADE**

P. Velasco Martins - **Cabinet Malmström**

[Redacted] [Art. 4.1(b)] - **EEAS**

[Art. 4.1(b)] - **DG GROW**

J. Clarke, [Redacted] [Art. 4.1(b)] - **DG AGRI**

[Redacted] [Art. 4.1(b)] - **DG ENER**

[Art. 4.1(b)] M. Scannell, [Redacted] [Art. 4.1(b)]

[Art. 4.1(b)] - **DG SANTE**

S. Henzler - **DG TAXUD**

[Art. 4.1(b)] **SEC GEN**

L. Romero Requena, [Redacted] [Art. 4.1(b)]

[Redacted] [Art. 4.1(b)] - **WTO team Legal Service**

[Redacted] [Art. 4.1(b)] - **Permanent**

Mission of the EU to the WTO

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Enclosures: Statements by Canada, EU, Korea, Russia, Switzerland, Taiwan, US