



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

Geneva, 18 December 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, 18 December 2018

Summary

[Redacted content]

[Out of Scope]

[Redacted content]

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[Out of Scope]

The next DSB will take place on 28 January.

Detail

The EU was represented by Art 4.1(b) and 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/636) was adopted with the exclusion of item 9 following India's appeal of the panel report put for adoption under that agenda item.

1. Surveillance of Implementation of recommendations adopted by the DSB

[Redacted]
[Out of Scope]

[Redacted]
[Out of Scope]

[Redacted]
[Out of Scope]

[Redacted]
[Out of Scope]

[Redacted]
[Out of Scope]

[Redacted]
[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.128)

[Redacted]
[Out of Scope]
[Redacted]

As already noted during the November DSB meeting, 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 urged 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.

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[Out of Scope]

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The Chair informed that the next regular DSB meeting will be held on 28 January 2019. The deadline for inscription of agenda items for the regular DSB meeting is Thursday, 17 January 2019 at 6 pm. The Airgram will be circulated by the Secretariat on Friday, 18 January 2019.

Marc Vanheukelen
Head of Mission

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C.c.: J-L. Demarty, H. König, I. Garcia Bercero, P. Sandler, M. Martin-Prat, D. Redonnet, [redacted], L. Rubinacci, [redacted]

[Art. 4.1(b)]

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[Art. 4.1(b)] – **DG TRADE**
P. Velasco Martins – **Cabinet Malmström**
[Art. 4.1(b)] – **EEAS**
[Art. 4.1(b)] – **DG GROW**
J. Clarke, [Art. 4.1(b)] – **DG AGRI**
[Art. 4.1(b)] – **DG ENER**
[Art. 4.1(b)]
[Art. 4.1(b)] – **DG SANTE**
S. Henzler – **DG TAXUD**
[Art. 4.1(b)] – **SEC GEN**
L. Romero Requena, [Art. 4.1(b)]
[Art. 4.1(b)] – **WTO team Legal Service**
[Art. 4.1(b)] – **Permanent Mission of the EU to the WTO**
EU DELEGATIONS: [Art. 4.1(b)] (LIS), [Art. 4.1(b)] (Japan), [Art. 4.1(b)] (South Korea), [Art. 4.1(b)] (Canada), [Art. 4.1(b)] (Indonesia), [Art. 4.1(b)] (China), [Art. 4.1(b)] (Russia), [Art. 4.1(b)] (Mexico), [Art. 4.1(b)] (India), [Art. 4.1(b)] (Saudi Arabia)

Enclosures: Statements by Australia, Canada, Chile, China, Colombia, EU, India, Mexico, New Zealand, Philippines, Singapore, Switzerland, Thailand, US.