

**EUROPEAN COMMUNITIES – EXPORT SUBSIDIES ON SUGAR**

Request to Join Consultations

*Communication from Kenya*

The following communication, dated 10 October 2002, from the Permanent Mission of Kenya to the Permanent Delegation of the European Commission, the Permanent Mission of Australia and to the Chairman of the Dispute Settlement Body, is circulated in accordance with Article 4.11 of the DSU.

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We refer to the communications from the Permanent Missions of Australia and Brazil addressed to the Permanent Delegation of the European Commission and to the Chairman of the Dispute Settlement Body entitled "European Communities - Export Subsidies on Sugar" and which have been circulated on 1 October 2002, in accordance with Article 4.4 of the DSU, as Documents WT/DS265/1, G/L/569, G/AG/GEN/52 and G/SCM/D47/1, and WT/DS266/1, G/L/570, G/AG/GEN/53 and G/SCM/D48/1 respectively.

The communications refer to consultations being sought with the European Communities (EC) pursuant to Article 4 of the Understanding on Rules and Procedures Governing the Settlement of Disputes (DSU), Article XXII:1 of the General Agreement on Tariffs and Trade 1994 (GATT 1994), Article 19 of the Agreement on Agriculture, and Articles 4.1 and 30 of the Agreement on Subsidies and Countervailing Measures (SCM Agreement) with respect to the EC's Common Organization of the Market in Sugar and its application and implementation and to the export subsidies provided by the EC to the sugar sector, respectively.

In view of the substantive trade interest of Kenya, as a supplier to the EC sugar market, my authorities have instructed me to notify you of the desire of Kenya to be joined in the consultations between the EC, Australia and Brazil pursuant to Article 4.11 of the DSU.

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