

Original: English

EUROPEAN COMMUNITIES - MEASURES AFFECTING
IMPORTATION OF CERTAIN POULTRY PRODUCTS

Request for Consultations by Brazil

The following communication, dated 24 February 1997, from the Permanent Mission of Brazil to the Permanent Delegation of the European Commission and to the Dispute Settlement Body, is circulated in accordance with Article 4.4 of the DSU.

Upon instructions from my Government, I have the honor to request consultations with the European Communities pursuant to Article 4 of the Understanding on Rules and Procedures Governing the Settlement of Disputes, Article XXIII of the General Agreement on Tariffs and Trade 1994 and Article 6 of the Agreement on Import Licensing Procedures, regarding the EC regime for the importation of certain poultry products (CN Code 0207 41 10, 0207 41 41 and 0207 41 71) and the implementation by the Communities of the Tariff Rate Quota in these products agreed in negotiations between Brazil and the European Communities under GATT Article XXVIII.

In the opinion of the Government of Brazil, the EC rules on poultry contain a number of provisions inconsistent with the EC obligations contracted under the GATT 1994 and other cited Agreements, amongst others:

- (a) Articles X, XXVIII of the General Agreement on Tariffs and Trade 1994;
- (b) Articles 1 and 3 of the Agreement on Import Licensing Procedures.

The EC measures also produce distortions which appear to nullify or impair benefits accruing to Brazil, directly or indirectly under the cited Agreements, and to impede the objectives of GATT 1994 and the other cited Agreements.

I look forward to receiving your reply to this request and to fixing a mutually convenient date for consultations.