

**EUROPEAN COMMUNITIES - ANTI-DUMPING DUTIES ON IMPORTS  
OF COTTON-TYPE BED LINEN FROM INDIA**

Notification of an Appeal by the European Communities  
under paragraph 4 of Article 16 of the Understanding on Rules  
and Procedures Governing the Settlement of Disputes (DSU)

The following notification, dated 1 December 2000, sent by the Permanent Delegation of the European Commission to the Dispute Settlement Body (DSB), is circulated to Members. This notification also constitutes the Notice of Appeal, filed on the same day with the Appellate Body, pursuant to the *Working Procedures for Appellate Review*.

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Pursuant to paragraph 4 of Article 16 of the *Understanding on Rules and Procedures Governing the Settlement of Disputes* (the "DSU") and Rule 20 of the *Working Procedures for Appellate Review*, the European Communities hereby notify their decision to appeal the Panel Report on *European Communities – Anti-dumping Duties on Imports of Cotton-type Bed Linen from India* (WT/DS141/R, 30 October 2000).

The European Communities submit that the Panel erred in its interpretation of Articles 2.4.2 and 17.6(ii) of the *Agreement on Implementation of Article VI of the General Agreement on Tariffs and Trade 1994*. These errors relate to the finding of the Panel that the European Communities

"acted inconsistently with Article 2.4.2 of the AD Agreement in establishing the existence of dumping on the basis of a methodology which included zeroing negative price differences calculated for some models of bed linen".

The European Communities respectfully request the Appellate Body to reverse the above finding of the Panel, as well as the reasoning leading thereto, and to modify accordingly the recommendations of the Panel.

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