

Original: English

UNITED STATES - RESTRICTIONS ON IMPORTS OF COTTON
AND MAN-MADE FIBRE UNDERWEAR

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

The following notification, dated 11 November 1996, sent by Costa Rica to the Dispute Settlement Body (DSB), is circulated to Members. On the same day, a Notice of Appeal was filed with the Appellate Body pursuant to the Working Procedures for Appellate Review.

Pursuant to Article 16 of the Understanding on Rules and Procedures Governing the Settlement of Disputes (DSU) and Rule 20 of the Working Procedures for Appellate Review, Costa Rica hereby notifies its decision to appeal to the Appellate Body certain issues of law covered in the report of the Panel on *United States - Restrictions on Imports of Cotton and Man-made Fibre Underwear* and certain legal interpretations developed by the Panel.

Costa Rica seeks review by the Appellate Body of the Panel's legal reasoning on the question of the date of application of the import restrictions imposed by the United States. In the view of Costa Rica, the Panel erred in law when it interpreted the provisions of Articles 2 and 6 of the Agreement on Trade in Textiles and Clothing (ATC) and of Article XIII of the GATT 1994 to permit WTO Members to make an import restraint under the ATC's safeguard provisions effective as from a date preceding the date on which the restraint was applied in accordance with Article 6:10 of the ATC.