

**CANADA – MEASURES AFFECTING THE IMPORTATION OF MILK
AND THE EXPORTATION OF DAIRY PRODUCTS**

Second Recourse to Article 21.5 of the DSU
by New Zealand and the United States

Communication from the Appellate Body

The following communication, dated 20 December 2002, from Mr. James Bacchus, Chairman of the Appellate Body, addressed to the Chairman of the Dispute Settlement Body, is circulated in accordance with Article 17.5 of the *Understanding on Rules and Procedures Governing the Settlement of Disputes*.

It is my honour to transmit to you the Report of the Appellate Body in *Canada – Measures Affecting the Importation of Milk and the Exportation of Dairy Products – Second Recourse to Article 21.5 of the DSU by New Zealand and the United States*, WT/DS103/AB/RW2, WT/DS113/AB/RW2. It will be circulated to Members of the World Trade Organization later today, in accordance with paragraph 5 of Article 17 of the *Understanding on Rules and Procedures Governing the Settlement of Disputes*. It is a confidential document until its circulation. The three Members of the Appellate Body who served on this appeal were: Mr. Luiz Olavo Baptista, as Presiding Member; Mr. Giorgio Sacerdoti and Mr. Yasuhei Taniguchi, as Members.
