



25 January 2023

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**CHINA – ADDITIONAL DUTIES ON CERTAIN PRODUCTS
FROM THE UNITED STATES**

COMMUNICATION FROM THE PANEL

The following communication, dated 23 January 2023, addressed to the Chairperson of the Dispute Settlement Body (DSB), is circulated in accordance with Article 12.9 of the Dispute Settlement Understanding (DSU).

Article 12.8 of the Understanding on Rules and Procedures Governing the Settlement of Disputes (DSU) provides that the period in which a panel shall conduct its examination, from the date that the composition and terms of reference of the panel have been agreed upon until the date the final report is issued to the parties to the dispute, shall, as a general rule, not exceed six months.

Article 12.9 of the DSU provides that, when a panel considers that it cannot issue its report within six months, it shall inform the Dispute Settlement Body (DSB) in writing accordingly and indicate the reasons, together with an estimate of the period within which it will issue its report.

The Panel in *China – Additional Duties on Certain Products from the United States* (DS558) was established by the DSB on 21 November 2018 and composed on 25 January 2019.

On 17 December 2021¹, the Panel advised the DSB that the COVID-19 pandemic had caused delays to these proceedings. The Panel further indicated that, following consultations with the parties, it intended to arrange further meetings with the parties by virtual means in 2022.

The Panel is pleased to advise the DSB that progress has indeed been made in these proceedings over the course of 2022. The Panel now expects to issue its Final Report to the parties by mid-2023.

The Panel Report will only be available to the public once it is circulated to the Members in all three working languages of the WTO. The date of circulation depends on completion of translation and the Panel is not in a position to provide an estimated circulation date at this time.

I would be grateful if you would circulate this letter to the DSB.

¹ WT/DS558/6.