

**GENERAL AGREEMENT
ON TARIFFS AND TRADE**

RESTRICTED
DS31/3
2 August 1993
Limited Distribution

UNITED STATES - TAXES ON AUTOMOBILES

Recourse to Article XXIII:2 by the European Economic Community

Note by the Chairman of the Council

At its meeting on 12-13 May 1993, the Council agreed to establish a panel to examine under Article XXIII:2 the complaint by the European Economic Community (DS31/2) and authorized the Council Chairman to designate the Chairman and members of the Panel in consultation with the parties concerned (C/M/263). Agreement has now been reached on the following terms of reference and composition of the Panel.

A. Terms of reference

"To examine, in the light of the relevant GATT provisions, the matter referred to the CONTRACTING PARTIES by the European Economic Community in document DS31/2 and to make such findings as will assist the CONTRACTING PARTIES in making the recommendations or in giving the rulings provided for in Article XXIII:2."

B. Composition

Chairman: Mr. Thomas Cottier

Members: Mr. Carlos M. Cozende
Mr. Adrian Macey