

**GENERAL AGREEMENT  
ON TARIFFS AND TRADE**

RESTRICTED  
**DS39/R**  
20 June 1994  
Limited Distribution

(94-1289)

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**EEC - RESTRICTIONS ON IMPORTS OF APPLES**

**Report of the Panel**

1. The Council, at its meeting on 22 September 1993, agreed to establish a panel to examine under Article XXIII:2 the complaint by Chile concerning restrictions imposed by the European Economic Community (EEC) on imports of apples.
2. The terms of reference of the Panel were:  
  
"To examine, in the light of the relevant provisions of the General Agreement, the matter referred to the CONTRACTING PARTIES by Chile in documents DS39/1 and DS41/1 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."
3. The composition of the Panel was:  
  
Chairman: H.E. Mr. Christer Manhusen  
Members: Mr. Munir Ahmad  
          Mr. Alejandro de la Peña
4. The Panel met with the parties on 4 February and 3-4 March 1994.
5. As a result of ongoing negotiations between the parties to reach a mutually satisfactory settlement of the matter, Chile requested an eight weeks suspension of the Panel proceedings on 23 March 1994. An additional three weeks suspension was requested on 18 May 1994.
6. On 13 June 1994, the Panel was informed that Chile and the EEC had reached a mutually satisfactory settlement of the matter and that therefore the complaint by Chile had been withdrawn. Details of the settlement are set out in document DS39/4.