

Statements by the United States at the Meeting of the WTO Dispute Settlement Body

Geneva, July 25, 2025

1. SURVEILLANCE OF IMPLEMENTATION OF RECOMMENDATIONS ADOPTED BY THE DSB
 1. UNITED STATES – ANTI-DUMPING MEASURES ON CERTAIN HOT-ROLLED STEEL PRODUCTS FROM JAPAN: STATUS REPORT BY THE UNITED STATES (WT/DS184/15/ADD.262)
- The United States provided a status report in this dispute on July 14, 2025, in accordance with Article 21.6 of the DSU.
- The United States has addressed the DSB’s recommendations and rulings with respect to the calculation of anti-dumping margins in the hot-rolled steel anti-dumping duty investigation at issue.
- With respect to the recommendations of the DSB that have yet to be addressed, the U.S. Administration will confer with the U.S. Congress with respect to the appropriate statutory measures that would resolve this matter.

1. SURVEILLANCE OF IMPLEMENTATION OF RECOMMENDATIONS ADOPTED BY THE DSB
2. UNITED STATES – SECTION 110(5) OF THE US COPYRIGHT ACT:
STATUS REPORT BY THE UNITED STATES (WT/DS160/24/ADD.237)
 - The United States provided a status report in this dispute on July 14, 2025, in accordance with Article 21.6 of the DSU.
 - The U.S. Administration will continue to confer with the European Union, and with the U.S. Congress, in order to reach a mutually satisfactory resolution of this matter.

1. SURVEILLANCE OF IMPLEMENTATION OF RECOMMENDATIONS ADOPTED BY THE DSB

3. EUROPEAN COMMUNITIES - MEASURES AFFECTING THE APPROVAL AND MARKETING OF BIOTECH PRODUCTS: STATUS REPORT BY THE EUROPEAN UNION (WT/DS291/37/ADD.200)

- The United States thanks the European Union (“EU”) for its status report and its statement today.
- We continue to engage with the EU on these issues, and we continue to provide recommendations as to how the EU can address the undue delays in its approval procedures.
- The United States has described these problems in detail and noted our concerns with the EU’s biotech approval procedures monthly in the DSB and during the semiannual US-EU biotech consultations, the most recent of which occurred in November 2024.
- We appreciate the three approvals announced in April 2025, and we look forward to the Commission’s continued progress in making decisions when the Standing Committee and Appeals Committee are unable to do so.
- For example, we understand that several products are pending action by the Commission following a vote of “no opinion” at the Appeals Committee. We request that the Commission follow the conclusions made by the European Food Safety Authority, or EFSA, indicating that these products are safe for human and animal health as well as for the environment, and positively conclude these processes.
- In addition to this request, we also again request that the EU move to issue final approvals for all products that have completed science-based risk assessments at the EFSA, including those products that are with the Standing Committee and Appeals Committee.

1. SURVEILLANCE OF IMPLEMENTATION OF RECOMMENDATIONS ADOPTED BY THE DSB
 4. UNITED STATES – ANTI-DUMPING AND COUNTERVAILING MEASURES ON LARGE RESIDENTIAL WASHERS FROM KOREA: STATUS REPORT BY THE UNITED STATES (WT/DS464/17/ADD.84)
 - The United States provided a status report in this dispute on July 14, 2025, in accordance with Article 21.6 of the DSU.
 - On May 6, 2019, the U.S. Department of Commerce published a notice in the U.S. Federal Register announcing the revocation of the antidumping and countervailing duty orders on imports of large residential washers from Korea (84 Fed. Reg. 19,763 (May 6, 2019)). With this action, the United States has completed implementation of the DSB recommendations concerning those antidumping and countervailing duty orders.
 - The United States will consult with interested parties on options to address the recommendations of the DSB relating to other measures challenged in this dispute.

1. SURVEILLANCE OF IMPLEMENTATION OF RECOMMENDATIONS ADOPTED BY THE DSB
 5. UNITED STATES – CERTAIN METHODOLOGIES AND THEIR APPLICATION TO ANTI DUMPING PROCEEDINGS INVOLVING CHINA: STATUS REPORT BY THE UNITED STATES (WT/DS471/17/ADD.76)
 - The United States provided a status report in this dispute on July 14, 2025, in accordance with Article 21.6 of the DSU.
 - As explained in that report, the United States will consult with interested parties on options to address the recommendations of the DSB.

1. SURVEILLANCE OF IMPLEMENTATION OF RECOMMENDATIONS ADOPTED BY THE DSB
 6. INDONESIA – IMPORTATION OF HORTICULTURAL PRODUCTS, ANIMALS AND ANIMAL PRODUCTS: STATUS REPORT BY INDONESIA (WT/DS477/21 – WT/DS478/22/ADD.71)
 - The United States continues to have concerns with Indonesia’s compliance with the DSB’s recommendations.
 - We look forward to finalizing the Agreement on Reciprocal Trade with Indonesia and to Indonesia’s implementation of the commitments expressed in the Joint Statement of July 22, 2025, through which Indonesia has committed to address U.S. concerns with its import licensing regimes, including commodity balance requirements.

2. APPELLATE BODY APPOINTMENTS: PROPOSAL BY SOME WTO MEMBERS (WT/DSB/W/609/REV.26)

- The United States does not support the proposed decision.
- Members are aware of the longstanding U.S. concerns with WTO dispute settlement that have persisted across U.S. Administrations.¹ To take one important example, the United States has consistently expressed concern about a dispute settlement system that adopts interpretations that depart from the text as agreed to by Members and then effectively treats such interpretations as precedent.
- The dispute settlement process was never intended to make new rules for WTO Members, which would “add to or diminish the rights and obligations provided in the covered agreements” contrary to Article 3.2 of the Dispute Settlement Understanding. It was instead designed to help Members resolve specific disputes amongst themselves. These agreed limitations remain vital to U.S. sovereignty because they ensure the United States does not become subject to rules that the U.S. Congress has not approved.
- As noted previously, fundamental reform of WTO dispute settlement is needed to address these and other U.S. concerns.
- The United States will reflect on the extent to which it is possible to achieve such a reformed WTO dispute settlement system.²

¹ U.S. Trade Representative Report on the Appellate Body of the World Trade Organization (February 2020), available at <https://ustr.gov/sites/default/files/enforcement/DS/USTR.Appellate.Body.Rpt.Feb2020.pdf>.

² U.S. Trade Representative, The World Trade Organization and U.S. Interests in 2025 Trade Policy Agenda and 2024 Annual Report (February 2025), available at <https://ustr.gov/sites/default/files/files/reports/2025/2025%20Trade%20Policy%20Agenda%20WTO%20at%2030%20and%202024%20Annual%20Report%2002282025%20--%20FINAL.pdf>.