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# *Decisions of the Appellate Body of the World Trade Organization*

Joel Trachtman\*

*European Communities – Conditions for the Granting of Tariff Preferences to Developing Countries*, WT/DS246/AB/R, adopted 20 April 2004. European Communities, Appellant; India, Appellee; Bolivia, Brazil, Colombia, Costa Rica, Cuba, Ecuador, El Salvador, Guatemala, Honduras, Mauritius, Nicaragua, Pakistan, Panama, Paraguay, Peru, United States, and Venezuela, Third Participants. Division: Abi-Saab, Baptista, and Sacerdoti. Major Topics Addressed by the Appellate Body: (i) Article 1 of GATT; (ii) the Enabling Clause; (iii) Burdens of Proof.

*United States – Final Dumping Determination on Softwood Lumber from Canada*, WT/DS264/AB/R, adopted 31 August 2004. United States, Appellant/Appellee; Canada, Appellant/Appellee; European Communities, India and Japan, Third Participants. Division: Ganesan, Baptista, and Janow. Major Topics Addressed by the Appellate Body: (i) Calculation of Dumping Margins under Article 2.4.2 of the Anti-Dumping Agreement; (ii) Requirement to consider all available evidence under Article 2.2.1.1 of the Anti-Dumping Agreement.

*Canada – Measures Relating to Exports of Wheat and Treatment of Imported Grain*, WT/DS276/AB/R, adopted 27 September 2004. United States, Appellant/Appellee; Canada, Appellant/Appellee; European Communities, India and Japan, Third Participants. Division: Lockhart, Abi-Saab, Taniguchi. Major Topic Addressed by the Appellate Body: Article XVII of GATT.

*United States – Measures Affecting the Cross-Border Supply of Gambling and Betting Services*, WT/DS285/AB/R, adopted 20 April 2005. United States, Appellant/Appellee; Antigua and Barbuda, Appellant/Appellee; Canada, Chinese Taipei, European Communities, Japan, and Mexico, Third Participants. Division: Sacerdoti, Abi-Saab and Lockhart. Major Topics Addressed by the Appellate Body: (i) interpretation of schedules of commitments under GATS; (ii) scope of application of Article XVI of GATS relating to market access; (iii) scope of exception for public morals under Article XIV of GATS.

The full text of these reports is available on the *EJIL*'s website [www.ejil.org](http://www.ejil.org).

\* Professor of International Law, Fletcher School of Law and Diplomacy, Tufts University.