

- Third, if the joint committee fails, a three-member conciliation panel is to be formed; each party selects one member and those two members select the third. If the panel fails to reach a resolution within three months, it is to present the parties with a report containing findings of fact, determinations, and proposals for settlement. The report is non-binding.
- After the panel has presented its report, the affected party is entitled to take any appropriate measure.

(Comment: Because it does not provide for binding decisions, the U.S.-Israel FTA model may not provide sufficient security for Canada.)

Evaluation: Acceptance of the above types of political and diplomatic dispute resolution in the United States seems very unlikely. Because U.S. industries historically have been concerned about being "sold out" by the U.S. government for political or diplomatic reasons, the 1974 Trade Act and the 1979 Trade Agreements Act greatly increased the automaticity and transparency of the import relief laws. Political/diplomatic dispute resolution of countervailing duty cases would be in sharp conflict