

5. Where the Parties agree on a mutually satisfactory resolution as a result of the procedures provided for in this Article, they shall take any appropriate measure necessary to implement the agreed resolution of the matter.

6. The Commission shall refer all disputes under the safeguard chapter and the Commission may refer any dispute under any other chapter to binding arbitration on such terms and in accordance with such procedures as the Commission may adopt. If a Party or its subdivisions fails to implement in a timely fashion the findings of a binding arbitration panel regarding its measure or measures and the Parties are unable to agree on appropriate compensation, then the other Party shall have the right to suspend the application of equivalent benefits of the Agreement to the non-complying Party.

Dispute Settlement

1. a) Except as provided in the Annex to this Part, the provisions of this Article shall apply whenever a dispute arises concerning the interpretation or application of this Agreement, or whenever a Party considers that an actual or proposed measure of the other Party or its political subdivisions is or would be inconsistent with the obligations of the Agreement.

b) If a dispute has been referred to the Commission under Article V and has not been resolved within a period of 30 days after such referral, or within such other period as the Commission has agreed upon, the Commission, upon request of either Party, shall establish a panel of experts to consider the matter.
2. a) The panel shall be composed of five members, at least two of whom shall be citizens of Canada and at least two citizens of the United States. Within 15 days of establishment of the panel, each Party, in consultation with the other Party, shall choose two members of the panel and the Commission shall endeavor to agree