6. The Sub-Committee may establish a working group under the Sub-Committee for each of the fields of cooperation referred to in Article 111. The functions, composition, and other details of the working groups may be set forth in the Implementing Agreement.

Article 115
Non-application of Chapter 13

Chapter 13 shall not apply to this Chapter.

Chapter 13
Dispute Settlement

Article 116
Scope

1. Unless otherwise provided for in this Agreement, this Chapter shall apply with respect to the settlement of disputes between the Parties concerning the interpretation or application of this Agreement.

2. Nothing in this Chapter shall prejudice any rights of the Parties to have recourse to dispute settlement procedures available under any other international agreement to which both Parties are parties.

3. Notwithstanding paragraph 2, once a dispute settlement procedure has been initiated under this Chapter or under any other international agreement to which both Parties are parties with respect to a particular dispute, that procedure shall be used to the exclusion of any other procedure for that particular dispute. However, this shall not apply if substantially separate and distinct rights or obligations under different international agreements are in dispute.

4. For the purposes of paragraphs 2 and 3, a dispute settlement procedure shall be deemed to have been initiated when a Party has requested the establishment of, or referred a dispute to, an arbitral tribunal or a dispute settlement panel, in accordance with this Chapter or any other international agreement to which the Parties are parties.

Article 117
Consultations

1. Either Party may make a request in writing for consultations to the other Party concerning any matter on the interpretation or application of this Agreement.

2. Any request for consultations shall be submitted in writing, containing the identification of the specific measures at issue and indication of the factual and legal basis (including, if applicable, the provisions of this Agreement alleged to have been breached and any other relevant provisions) of the complaint.

3. When a Party makes a request for consultations pursuant to paragraph 1, the other Party shall reply to the request and enter into consultations in good faith within 30 days after the date of receipt of the request, with a view to reaching a prompt and mutually satisfactory resolution of the matter. In case of consultations regarding perishable goods, the other Party shall enter into consultations within 15 days after the date of receipt of the request.

Article 118
Good Offices, Conciliation, or Mediation

1. Good offices, conciliation, or mediation may be requested at any time by either Party. They may begin at any time by agreement of the Parties and be terminated at any time upon the request of either Party.

2. If the Parties agree, good offices, conciliation, or mediation may continue while the proceedings of the arbitral tribunal provided for in this Chapter are in progress.

Article 119
Establishment of Arbitral Tribunals

1. The complaining Party that made a request for consultations under Article 117 may request in writing the establishment of an arbitral tribunal to the Party complained against:

(a) if the Party complained against does not enter into such consultations within 30 days, or within 15 days in case of consultations regarding perishable goods, after the date of receipt of the request for such consultations; or

(b) if the Parties fail to resolve the dispute through such consultations within 60 days, or within 30 days in case of consultations regarding perishable goods, after the date of receipt of the request for such consultations,

provided that the complaining Party considers that any benefit accruing to it under this Agreement is being nullified or impaired as a result of the failure of the Party complained against to carry out its obligations under this Agreement, or as a result of the application by the Party complained against of measures which are in conflict with its obligations under this Agreement.