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1 SECTION VII: CONFIDENTIALITY

1.1 Text of Section VII

VII. Confidentiality

1. Each covered person shall at all times maintain the confidentiality of dispute settlement deliberations and proceedings together with any information identified by a party as confidential. No covered person shall at any time use such information acquired during such deliberations and proceedings to gain personal advantage or advantage for others.

2. During the proceedings, no covered person shall engage in ex parte contacts concerning matters under consideration. Subject to paragraph VII:1, no covered person shall make any statements on such proceedings or the issues in dispute in which that person is participating, until the report of the panel or the Standing Appellate Body has been derestricted.

1.2 General

1.2.1 The need for more detailed arrangements in certain situations

1. In *EC and certain member States – Large Civil Aircraft*, the Appellate Body observed that the confidentiality requirements in Articles 17.10 and 18.2 of the DSU, as well as in paragraph VII:1 of the Rules of Conduct, are set out "at a level of generality that may need to be particularized in situations in which the nature of the information provided requires more detailed arrangements to protect adequately the confidentiality of that information."¹

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¹ Appellate Body Report, *EC and certain member States – Large Civil Aircraft*, Annex III, Procedural Ruling of 10 August 2010, para. 8.