

X. Findings and Conclusions

444. For the reasons set out in this Report, the Appellate Body:

- (a) upholds the Panel's finding, in paragraphs 7.172 and 8.1(b) of the Panel Report, that the 16 measures at issue, both as a whole and individually, constitute SPS measures within the meaning of Annex A(1) to the *SPS Agreement*;
- (b) upholds the Panel's finding, in paragraphs 7.906 and 8.1(c) of the Panel Report, that Australia's measures regarding fire blight and ALCM, as well as the general measures

Signed in the original in Geneva this 12th day of November 2010 by:

Yuejiao Zhang
Presiding Member

Jennifer Hillman
Member

Shotaro Oshima
Member