

GATT/AIR/356

7 NOVEMBER 1963

SUBJECT: SUBSIDIES AND COUNTERVAILING DUTIES

IN THE COURSE OF THE RECENT WORK OF THE COMMITTEE ON THE LEGAL AND INSTITUTIONAL FRAMEWORK OF THE GATT IN RELATION TO LESS-DEVELOPED COUNTRIES THE QUESTION WAS RAISED WHETHER EXPORT SUBSIDIES USED BY LESS-DEVELOPED COUNTRIES FOR TRADE DEVELOPMENT PURPOSES HAD LED TO RECOURSE TO ARTICLE VI OF THE GENERAL AGREEMENT.

COMMITTEE III, WHICH TOOK UP THIS QUESTION AT THE REQUEST OF THE COMMITTEE ON THE LEGAL AND INSTITUTIONAL FRAMEWORK, FOUND THAT IT HAD INSUFFICIENT INFORMATION TO PREPARE A REPORT AND THEREFORE REQUESTED THE SECRETARIAT TO GATHER THE NECESSARY DATA; WITH THIS IN VIEW THE ATTACHED QUESTIONNAIRE HAS BEEN DRAWN UP, AND IT WOULD BE APPRECIATED IF REPLIES COULD REACH ME BY 2 DECEMBER, IN TIME FOR CONSIDERATION AT THE NEXT MEETING OF THE COMMITTEE ON THE LEGAL AND INSTITUTIONAL FRAMEWORK BEGINNING ON 9 DECEMBER. IF SOME CONTRACTING PARTIES OR ASSOCIATED GOVERNMENTS HAVE DATA TO FURNISH IN RESPONSE TO THIS ENQUIRY BUT ARE UNABLE TO COMPLETE THE QUESTIONNAIRE BY THE DATE PROPOSED, IT WOULD BE APPRECIATED IF INTERIM REPLIES COULD BE SUBMITTED SPECIFYING THE PRODUCTS CONCERNED AND THE EXPORTING OR IMPORTING COUNTRIES AFFECTED.

IT WOULD ALSO BE HELPFUL IF CONTRACTING PARTIES WOULD TRANSMIT TO THIS SECRETARIAT ANY CHANGES IN THEIR LEGISLATION CONCERNING ANTI-DUMPING AND COUNTERVAILING DUTIES WHICH HAVE OCCURRED SUBSEQUENT TO THEIR SUBMISSION OF MATERIAL FOR THE SECRETARIAT STUDIES OF 1958-59: SEE ANTI-DUMPING AND COUNTERVAILING DUTIES (PUBLICATION GATT 1958-2) AND ADDITIONS AND CORRECTIONS TO THE REPORT ON ANTI-DUMPING AND COUNTERVAILING DUTIES (DOCUMENT MGT(59)122).

E. WYNDHAM WHITE

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SENT BY : Executive Secretary, GATT, Tel. address : GATT GENEVA

ENVOYÉ PAR : Secrétaire exécutif, GATT, Adresse télégraphique : GATT GENÈVE

QUESTIONNAIRE ON ACTION TAKEN UNDER ARTICLE VI OF THE  
GENERAL AGREEMENT DURING THE PERIOD 1960-63<sup>1</sup>

Part A: (for completion by developed countries)

Please indicate in respect of each action taken or initiated since 1 January 1960<sup>2</sup> to impose anti-dumping or countervailing duties on non-primary products imported from contracting parties which are less-developed countries, or from any less-developed territories of contracting parties:

1. Name exporting country or territory.
2. Product description.
3. Actions taken and dates of actions (indicate the nature of each action, for example, requirement of bond, public notice of investigation, etc.).
4. What disposition was finally made of the case, and when?
5. Has any resulting duty since been removed?
6. What was the total value or quantity of imports of the product from all sources and from the country or territory under investigation -
  - (a) during a period prior to the first action
  - (b) and during a like period after the action was taken?
7. How was the margin of dumping, or amount of subsidy, determined (if other than described in material submitted to GATT)?
8. On what ground, and on the basis of what criteria, was any finding of injury made?
9. What kind of measures or practices in use in the exporting country were responsible for the action taken by your Government?
10. Did the Government of the exporting country enter any protest against such action?

Part B: (for completion by less-developed countries)

In each case in which a contracting party has indicated that it might impose anti-dumping or countervailing duties on non-primary products from your country, or has done so during the period 1 January 1960 to November 1963, please describe the case fully, including replies on the following points:

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<sup>1</sup>To facilitate reply, governments are invited to use ready, prepared material, noting page references against the various questions.

<sup>2</sup>Including investigations at that time in progress or duties then in effect.

1. Product, and importing country.
2. Period during which imports were subjected to additional charges or duties.
3. What measures or practices in use in your country were given as reason for the action taken?
4. What representation, if any was made by your Government to the importing country?
5. Indicate steps taken to modify or eliminate measures or practices complained of.
6. Was the measure which led to the imposition of anti-dumping or countervailing duties a governmental or private measure of export promotion (state which)?
7. If any export subsidy was granted, state the amount of subsidy given, either in the aggregate, or per unit of export.
8. What was the estimated trade loss caused by the measures affecting your exports?
9. Following the termination of the investigation and the lifting of the duty, if such duty had been imposed, how have exports to that market developed?
10. Indicate the share in total exports of your country of the product or products affected by each measure.