

GENERAL AGREEMENT ON TARIFFS AND TRADE

Committee on Anti-Dumping Practices

BACKGROUND INFORMATION FOR ANNUAL REVIEW
OF THE OPERATION OF THE AGREEMENT

Note by the Secretariat

In order to facilitate the conduct of the annual review and the preparation of the report to the CONTRACTING PARTIES the secretariat has prepared a short report setting out information available on activities of the Committee since the previous annual review in October 1981.

I. Organization of the work of the Committee

1. The Agreement on Implementation of Article VI of the General Agreement entered into force on 1 January 1980. On 15 October 1982 the following were the Parties to the Agreement: Australia, Austria, Brazil, Canada, Czechoslovakia, Egypt, Finland, Hungary, India, Japan, Norway, Pakistan, Poland, Romania, Spain, Sweden, Switzerland, United Kingdom on behalf of Hong Kong, United States, Yugoslavia and the European Communities.

2. The Parties to the Agreement are ipso facto members of the Committee on Anti-Dumping Practices established under the Agreement. During the period under review the Committee has held three meetings:

26-27 April 1982	-	ADP/M/7 and L/5322
14 June 1982	-	ADP/M/8 and ADP/12
25 October 1982	-	

Twenty-seven contracting parties and five non-contracting parties have observer status. Furthermore two international organizations (IMF and UNCTAD) have attended meetings of the Committee in an observer capacity.

II. National legislation and implementing regulations (Article 16:6)

3. During the period under review the delegation of Spain has submitted its national legislation (ADP/1/Add.17/Rev.1). As of 15 October 1982 the following Parties submitted their legislation or made communications with this respect to the Committee:

European Communities	-	ADP/1/Add.1
Sweden	-	ADP/1/Add.2
United States	-	ADP/1/Add.3
Norway	-	ADP/1/Add.4
Finland	-	ADP/1/Add.5
Canada	-	ADP/1/Add.6
Switzerland	-	ADP/1/Add.7

Japan	-	ADP/1/Add.8
Romania	-	ADP/1/Add.9
Austria	-	ADP/1/Add.10
Czechoslovakia	-	ADP/1/Add.11
Hong Kong	-	ADP/1/Add.12
Hungary	-	ADP/1/Add.14
Spain	-	ADP/1/Add.17/Rev.1

4. The delegation of Canada has submitted its draft legislation to the Committee for discussion and comments (ADP/M/3, paragraphs 36-61).

5. The following Parties¹ have not, as yet, made formal notifications to the Committee of their actions under Article 16:6 of the Agreement: Australia, India, Pakistan and Poland. Some of these Parties informed the Committee that their legislation did not envisage application of anti-dumping duties and consequently such duties had never been applied.

6. It was agreed that the Parties to which comments concerning their legislation were addressed would consider them. Some Parties reserved their rights to revert to particular aspects of the national legislations at a later stage or in the light of their practical implications. The Committee agreed to maintain on its agenda the examination of national legislations already submitted and those which will be submitted in future.

III. Semi-annual reports on anti-dumping actions

7. Article 14:4 of the Agreement provides that the Parties shall submit, on a semi-annual basis, reports of any anti-dumping action taken within the preceding six months. In this relation a standard form for such reports has been worked out (ADP/3). During the period under review the following reports have been submitted and circulated to the Committee:

- (a) reports for the period 1 July 1981-31 December 1981 have been circulated in addenda to ADP/11. The following Parties had notified the Committee that they had not taken any anti-dumping action during that period: Austria, Brazil, Czechoslovakia, Hungary, India, Japan, Norway, Pakistan, Poland, Romania, Spain, Switzerland, United Kingdom on behalf of Hong Kong and Yugoslavia. Anti-dumping actions had been notified by Finland (Add.1); the EEC (Add.2), Canada (Add.3) the United States (Add.4) and Sweden (Add.5).
- (b) reports for the period 1 January 1981-30 June 1982 have been circulated in addenda to ADP/13. The following Parties had notified the Committee that they had not taken any anti-dumping action during that period: Austria, Brazil, Czechoslovakia, Finland, Hungary, Japan, Norway, Poland, Romania, Spain, Switzerland, the United Kingdom on behalf of Hong Kong and Yugoslavia.

¹ Egypt and Yugoslavia which have not completed their ratification procedures are not included in this enumeration.

The Committee has examined these reports. A number of comments on particular cases were made and explanations given. A table summarizing the cases where investigations have been opened and provisional or final actions taken during the period 1 July 1980-30 June 1982 is reproduced in the Annex.¹

IV. Reports on all preliminary or final anti-dumping actions

8. Notifications under these procedures have been received from Australia, Canada, the European Communities and the United States and circulated in documents ADP/W/33, 34, 38, 39, and 40.

V. Questionnaire used in anti-dumping investigations

9. The following Parties have submitted their questionnaire to the secretariat: Australia, Canada, United States, the European Communities. These questionnaires are available in the secretariat for inspection by interested delegations. Questions were raised and comments and proposals made with respect to the questionnaires and on how they should be completed. Some delegations explained of the difficulties they had with regard to certain points of the questionnaires.

VI. Conciliation and dispute settlement

10. No action has been initiated with respect to conciliation and dispute settlement procedures.

VII. Contribution to the Ministerial Meeting

11. The Committee held a special meeting on 14 June 1982 to discuss possible contribution to the Ministerial Meeting (ADP/M/8). The Committee agreed that the Chairman submit to the Chairman of the Preparatory Committee a factual note, under his own responsibility, based on the points which emerged during the discussion (ADP/12). It was understood that, during its annual review, the Committee would revert to the issues raised by several Parties.

¹As neither the EEC, the United States nor Sweden have submitted their semi-annual reports for the period 1 January 1982-30 June 1982 by 20 October 1982 the secretariat was not in a position to complete this table. The secretariat will circulate a complete table as soon as all the relevant information is available.