

GENERAL AGREEMENT ON TARIFFS AND TRADE

RESTRICTED

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Special Distribution

Committee on Anti-Dumping Practices

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INFORMATION ON IMPLEMENTATION AND ADMINISTRATION OF THE AGREEMENT

Legislation of Poland

Reproduced hereunder is the text of the Decree of the Council of Ministers of the Polish People's Republic of 3 September 1984 on Anti-Dumping Duties.

In accordance with Article 15 paragraph 5 of the Decree of 26 March 1975 Customs Law, as amended /Journal of Law No.10, item 56 of 1981; No.20 item 99 of 1931 and No.34 item 133 of 1983/, it is determined as follows:

§1

- 1.The proper body to conduct antidumping investigation is the Minister of Foreign Trade. His decisions will be implemented by customs administration.
- 2.Antidumping investigation will be conducted on the basis of and in the manner established by the Agreement on Implementation of Article VI of the General Agreement on Tariffs and Trade /Journal of Law No.51 item 225 of 1983/.

§2

The Minister of Foreign Trade initiates antidumping investigation ex officio or on petition of interested physical or legal persons acting on behalf of producers representing at least 30 per cent of total domestic output of the product in question.

§3

The amount of antidumping duty assessed by the Minister of Foreign Trade shall not exceed the margin of dumping found in the course of antidumping investigation as described in paragraph 1 subparagraph 2 above.

§4

In cases not regulated either by this Decree or in the Agreement on Implementation of Article VI of the General Agreement on Tariffs and Trade, the respective provisions of the Code on Administrative Procedures shall apply.

§5

This Decree enters into force on the day of its publication