RESTRICTED

SCM/W/117
8 September 1986

Special Distribution

GENERAL AGREEMENT ON TARIFFS AND TRADE

Committee on Subsidies and Countervailing Measures

Original: English

QUESTIONS CONCERNING THE COUNTERVAILING DUTY LEGISLATION OF THE PHILIPPINES

AUSTRALIA

1. The first paragraph of Section 4 of Department of Finance Order No.300 appears to provide for immediate penalty in excess of what might be necessary to remove injury. Could the Philippines provide an explanation of the consistency of this provision in terms of the Agreement?

2. Does the legislation of the Philippines allow foreign suppliers involved in an investigation to submit information and to discuss a case with the authorities conducting the investigation?

3. Can investigations be suspended or terminated by the acceptance of undertakings?