

GENERAL AGREEMENT ON

RESTRICTED

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TARIFFS AND TRADE

Special Distribution

Committee on Subsidies and
Countervailing Measures

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INFORMATION ON IMPLEMENTATION AND ADMINISTRATION OF THE AGREEMENT

Legislation of Colombia

Supplement

Pursuant to Articles 2:2(a) and 19:5(b) of the Subsidies Code, the Government of Colombia notifies that by Law 07 of 1991, Article 17, the Ministry of Foreign Trade has been created as "the body responsible for directing, co-ordinating, implementing and supervising foreign trade policy in conformity with trade and development plans". Article 10 of the above-mentioned Law establishing the general provisions governing Colombia's foreign trade states that "the National Government shall protect domestic industry against practices that are unfair or restrict international trade. To that end it shall regulate protection of industry against these practices and indicate the bodies and procedures for the implementation of the provisions it lays down in this respect."

Decree 2350 of 1991 defines the powers of the Ministry of Foreign Trade. In particular, Article 4:6 includes among these powers that of "evaluating and formulating government policy for the correction and prevention of unfair business practices and practices that restrict or damage foreign trade, which directly or indirectly affect domestic industry. The Foreign Trade Institute, INCOMEX, and the Trade Practices Committee of the Ministry of Foreign Trade shall be responsible for the implementation of this policy".

Under Article 7:9 of the Decree, the responsibilities of the Ministry of Foreign Trade include "the adoption of resolutions for the imposition of final countervailing or anti-dumping duties or other compensatory action that is required as a result of investigations into unfair and restrictive practices affecting trade competition and domestic industry, pursuant to the assessment of the Trade Practices Committee."

Lastly, in accordance with Article 41:2 of the Decree INCOMEX is responsible for "the implementation of the National Government's policy on unfair business practices and practices that restrict or damage foreign trade, which directly or indirectly affect domestic industry".