

GENERAL AGREEMENT ON TARIFFS AND TRADE

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Committee on Anti-Dumping Practices

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KOREA - ANTI-DUMPING DUTIES ON IMPORTS OF POLYACETAL RESINS FROM THE UNITED STATES

Request by the United States for the Establishment of a Panel under Article 15:5 of the Agreement

The following communication, dated 21 January 1992, has been received by the Chairman of the Committee from the United States Trade Representative.

My authorities have instructed me to request that the Committee establish a panel pursuant to Article 15:5 of the Agreement on Implementation of Article VI of the General Agreement on Tariffs and Trade (the "Anti-Dumping Code") to adjudicate US concerns relating to a determination by the Government of Korea concerning imports of polyacetal resins from, inter alia, the United States.

On 19 June 1991, the United States requested consultations with the Government of Korea under Article 15:2, with a view to reaching a mutually satisfactory resolution of this matter. On 24 July, representatives of my Government met with Korean Government representatives in Geneva to discuss the determination. Representatives of the US and Korean governments held a second round of consultations in Geneva on 30 September. On 4 October, the Committee on Anti-Dumping Practices conducted a conciliation meeting.

Unfortunately, neither the consultations nor the conciliation by the Committee resulted in the United States and Korea arriving at a mutually agreed solution. Accordingly, it continues to be the view of my Government that, as a result of the Korean decision, benefits accruing to the United States under the Anti-Dumping Code are being nullified or impaired and that the achievement of the proper application of the Code is being impeded as a result of the Korean Government's decision in this case. Our specific concerns in this regard were described in detail in our requests for conciliation (ADP/64 and ADP/64/Add.1) and in our statements at the Committee's 4 October 1991 conciliation meeting.

We request that the Committee establish a panel to consider this matter at the earliest opportunity.

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