

# GENERAL AGREEMENT ON

RESTRICTED

# TARIFFS AND TRADE

L/6345

20 May 1988

Limited Distribution

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## COMMITTEE ON ANTI-DUMPING PRACTICES

Meeting of 6 May 1988

Note by the Chairman

1. The Committee held a special meeting on 6 May 1988 under the chairmanship of Mr. P.S. Randhawa (India).
2. The purpose of this meeting was to afford Parties to the Agreement the opportunity of consulting on the matter referred to the Committee by the delegation of Japan under Article 14:1 of the Agreement concerning a recent amendment to the anti-dumping legislation of the EEC. This amendment provides for the possibility to impose under certain circumstances definitive anti-dumping duties on products introduced into the commerce of the EEC after having been assembled or produced in the EEC if such assembly or production constitutes circumvention of existing anti-dumping duties on imports of like products.
3. A number of Parties expressed their concerns regarding this amendment to the EEC anti-dumping legislation and expressed the view that this amendment was not consistent with the provisions of the Agreement and the provisions of the General Agreement. The delegation of the EEC considered that the amendment was justifiable under Article XX(d) of the General Agreement and replied in detail to written questions on the amendment which had been submitted by two Parties. Some other delegations considered that the problem of circumvention of anti-dumping duties was a serious problem which could not be ignored by the Committee. One of these delegations stated that measures to prevent circumvention were justifiable both under Article VI and under Article XX(d) of the General Agreement.
4. The Committee will revert to this matter at its next regular meeting which will take place on 30 May 1988.