

GENERAL AGREEMENT ON TARIFFS AND TRADE

RESTRICTED

MTN/NTM/W/241

10 April 1979

Special Distribution

Multilateral Trade Negotiations

Group "Non-Tariff Measures"

ANTI-DUMPING

1. This document is circulated at the request of several developing countries which feel that there would be serious prejudice to the interests of such countries, unless the text of the Agreement on Implementation of Article VI of the General Agreement on Tariffs and Trade (circulated in document MTN/NTM/W/232 dated 9 April 1979, Add.1 and Corr.1), contains special provisions to meet the trade, financial and development needs of such countries along the lines proposed in MTN/INF/30.

2. It is suggested that the following sub-paragraph should be included after sub-paragraph 4 in Article 2 "Determination of Dumping" in the text of the Agreement (MTN/NTM/W/232):

"4 bis. As regards products imported into developed countries from developing countries, the normal value shall not be determined in accordance with the provisions of paragraph 1 above because of the special situation prevailing in the internal markets of these countries. In all such cases the normal value for the purposes of ascertaining whether the goods are being dumped shall be determined by a comparison of the export price with the comparable price of the like product when exported to any third country."