

GENERAL AGREEMENT ON
TARIFFS AND TRADE

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Agreement on Trade in Civil Aircraft

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UNITED STATES
NOTIFICATION UNDER ARTICLE 8.6

The following communication, dated 25 June 1982, has been received from the Delegation of the United States.

I have been instructed by my authorities to notify the Committee, pursuant to Article 8.6 of the Agreement on Trade in Civil Aircraft, that on the basis of a petition filed in proper form with the US Department of Commerce, a countervailing duty investigation was initiated on 16 June 1982, to determine whether producers, manufacturers, or exporters in France and Italy of certain large commuter aircraft receive benefits which constitute subsidies within the meaning of the countervailing duty law. As a parallel action, the United States International Trade Commission (USITC) will determine whether there is a reasonable indication that subsidized imports of certain large commuter aircraft are materially injuring, or threatening to injure materially, a US industry. If the investigations proceed normally, the USITC will make its preliminary determination on or before 12 July 1982, and if the USITC decides in the affirmative, the US Department of Commerce will continue with its investigation into the existence of subsidies, and will make its preliminary determination on or before 20 August 1982.

Notice of this action was published in the Federal Register of 22 June 1982.

On 27 May 1982, the US Department of Commerce received a petition from the Commuter Aircraft Corporation on behalf of the US industry producing certain large commuter aircraft. The petition alleges that substantial subsidies are being provided, directly or indirectly, with respect to the export of ATR-42 commuter aircraft to the US market, and that the US industry producing a like product is being materially injured, threatened with material injury, and materially retarded in its establishment, by reason of imports of the ATR-42.

The US Department of Commerce notified the embassies of France and Italy promptly upon receipt of the petition. On 14 June 1982, at the request of the European Commission, consultations were held on this matter, which consultations we understood were under Article 3 of the Agreement on Subsidies and Countervailing Measures.

Pursuant to a request of 8 June from the European Commission, consultations on the anti-subsidy complaint, lodged against certain large commuter aircraft from France and Italy, were held in Geneva on 15 June 1982, under Article 8.5 of the Agreement on Trade in Civil Aircraft.