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Council for Trade in Goods  
Committee on Safeguards

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**NOTIFICATION UNDER ARTICLE 12.5 OF THE AGREEMENT ON  
SAFEGUARDS ON THE RESULT OF PRIOR CONSULTATIONS**

THAILAND

*(Glass Block)*

The following communication, dated 8 August 2013, is being circulated at the request of the Delegation of Thailand.

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**Immediate notification to the Council for Trade in Goods of the results of the consultations referred to in Article 12, namely, prior consultations under Article 12.3**

Pursuant to Article 12.5 of the Agreement on Safeguards, and based on the agreed format for notifications (G/SG/1, 1 July 1996), the Government of Thailand ("GOT"), provides the following notification to the Council for Trade in Goods.

**1. Specify the provision under which consultations were held (i.e. Article 12.3 or Article 12.4)**

The prior consultations were held on 7 May 2013 under Article 12.3 of the Agreement.

**2. Provide reference to the WTO document that notified the safeguard action regarding which consultations were held under Article 12.3**

G/SG/N/8/THA/1/Suppl.5-G/SG/N/10/THA/1/Suppl.3, G/SG/N/8/THA/1/Suppl.5/Corr.1-G/SG/N/10/THA/1/Suppl.3/Corr.1

**3. Specify the Members involved in the consultations, and provide the time period during which consultations were held**

The People's Republic of China and the Republic of Indonesia were involved in the consultations that were held on 7 May 2013 and subsequent exchanges continued over the period of 30 days up to 7 June 2013.

**4. Describe the results of the consultations**

The Members concerned addressed issues regarding *inter alia* the evidence of serious injury and in particular that the domestic industry should no longer benefit from an extension of measures.

An exchange of views took place on the nature of the proposed measures. In particular, the pace of liberalization was questioned and alternative rates of liberalization were proposed to include different time frames. While the GOT is considering these alternatives, it is important to bear in mind that the extension of the measures at the rate proposed is considered necessary to remedy serious injury and facilitate the process of adjustment.

With regard to Article 8.1 of the Agreement, the Republic of Indonesia raised the prospect of compensation requesting a quota allocation for the subject goods which would represent, on an annualised basis, more than Indonesian imports both before and during the measure. The GOT considers the level of quota to be unreasonable, as it is not based on past performance; and it would only serve to undermine the purpose of extending the measures which is the need to remedy the serious injury to the domestic industry and allow for the restructuring to be completed.

During the period of consultations, the People's Republic of China and the Republic of Indonesia did not propose suspension of concessions. Although the decision is taken to extend the measure, Thailand is still willing to consider further consultations upon the request of those countries with a substantial interest.

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