

## REPORT (2005) OF THE COMMITTEE ON ANTI-DUMPING PRACTICES

### I. ORGANIZATION OF THE WORK OF THE COMMITTEE

1. The Agreement on Implementation of Article VI of the General Agreement on Tariffs and Trade 1994 (hereinafter "the Agreement") entered into force on 1 January 1995. All Members of the WTO are *ipso facto* members of the Committee on Anti-Dumping Practices established under the Agreement.

2. Observer governments in the General Council of the WTO have Observer status in the Committee. The International Monetary Fund, World Bank and UNCTAD have regular Observer status in the Committee. Pursuant to a decision of the Committee in October 1998, the OECD is invited to attend meetings on an *ad hoc* basis, and has full access to documents relevant to the Committee's work, subject to objection by a Member in particular cases. Also pursuant to a decision of the Committee in October 1998, the ACP Group is invited to attend meetings on an *ad hoc* basis pending the outcome of horizontal consultations with respect to the ACP Group's requests for Observership in various WTO bodies. Requests for Observer status from the Common Market for Eastern and Southern Africa (COMESA) and the Gulf Organization for Industrial Consulting are the subject of on-going consultations among Members.

3. The focus of this report is on the period since the Committee's last annual report (G/L/707), that is, 30 October 2004 – 1 November 2005 (hereinafter "the review period"). During the review period, the Committee held two regular meetings on 7 April 2005 and 31 October-1 November 2005 (G/ADP/M/28 and G/ADP/M/29, respectively).

4. As of the beginning of the review period, Mr. Ernesto Fernández (Costa Rica) was Chair, and Ms. Nicole Matrai (Australia) Vice Chair, of the Committee. At its April 2005 meeting, the Committee elected Ms. Frida Collste (Sweden) as Chair, and Mr. Eduardo Tempone (Argentina) as Vice Chair. Pursuant to the Committee's rules of procedure, Ms. Collste and Mr. Tempone took office at the end of the meeting.

### II. NOTIFICATION AND EXAMINATION OF ANTI-DUMPING LAWS AND/OR REGULATIONS OF MEMBERS

5. Article 18.5 of the Agreement provides that "Each Member shall inform the Committee of any changes in its laws and regulations relevant to this Agreement and in the administration of such laws and regulations". Pursuant to a decision of the Committee in February 1995, all Members having new or existing legislation and/or regulations which apply in whole or in part to anti-dumping duty investigations or reviews covered by the Agreement are requested to notify the full and integrated text of such legislation and/or regulations to the Committee. Changes in a Member's legislation and/or regulations are to be notified to the Committee as well. Pursuant to that same decision of the Committee, if a Member has no such legislation or regulations, the Member is to inform the Committee of this fact. The Committee also decided that Observer governments should comply with these notification obligations.

6. As of 1 November 2005, 96 Members had notified the Committee regarding their domestic anti-dumping legislation.<sup>1</sup> Of these 96 Members, 28 had notified the Committee that they had no anti-dumping legislation. Members' communications in this regard can be found in document series G/ADP/N/1/... . Twenty-seven Members had not, as of the end of the review period, made any notification of anti-dumping legislation and/or regulations. Annex A sets out the status of notifications concerning legislation under Article 18.5 of the Agreement, and sets out the reference symbol of the document(s) containing each Member's current notification in this regard.

7. During the review period, the Committee reviewed new notifications regarding anti-dumping laws and/or regulations submitted by the following Members: Albania, Australia, China, Croatia, European Communities, Former Yugoslav Republic of Macedonia, Jordan, Mongolia, and Turkey. Written questions and answers regarding these notifications can be found in documents of the G/ADP/Q1/... series. Statements of Members in this context are reflected in the minutes of the meetings.

8. In addition to review of new notifications, during the review period the Committee undertook further review of the previously-reviewed notifications of legislation of Mexico and South Africa. Those questions and answers may also be found in documents of the G/ADP/Q1/... series.

### **III. SEMI-ANNUAL REPORTS ON ANTI-DUMPING ACTIONS TAKEN BY MEMBERS**

9. **Semi-annual reports for the period 1 July-31 December 2004.** As of 1 November 2005, semi-annual reports of actions taken during this period had been submitted by 24 Members<sup>2</sup>. Thirty-six Members had notified the Committee that they had not taken any anti-dumping actions during this period. The remaining 63 Members had not submitted a notification in this regard. The semi-annual reports were circulated in document series G/ADP/N/126/... . At the Committee's regular meeting in April 2005, the Chair reported that it appeared that most Members taking actions had submitted semi-annual reports in a timely fashion. Members who had not submitted reports, including Nil returns, were strongly urged to submit these reports. The Chair noted that although there continued to be some problems in the formatting of reports, Members clearly had made an effort to submit reports in the format established by the Committee, set out in document G/ADP/1. The Chair reminded Members that the Secretariat was available to assist with questions about reporting. The status of semi-annual reports is set out in Annex B.

10. **Semi-annual reports for the period 1 January-30 June 2005.** As of 1 November 2005, semi-annual reports of actions taken during this period had been submitted by 23 Members.<sup>3</sup> Thirty Members had notified the Committee that they had not taken any anti-dumping actions during this period. The remaining 70 Members had not submitted a notification in this regard. The semi-annual reports were circulated in document series G/ADP/N/132/... . At the Committee's regular meeting in October-November 2005, the Chair reported that there remained a number of Members that had not responded to the request to submit reports for this period, and urged all Members to comply with this notification requirement. The status of semi-annual reports is set out in Annex B.

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<sup>1</sup> The European Communities is counted as one Member. Prior to 1 May 2004, the member-States of the EC were the following: Austria, Belgium, Denmark, Finland, France, Germany, Greece, Ireland, Italy, Luxembourg, the Netherlands, Portugal, Spain, Sweden and the United Kingdom. As of 1 May 2004, the member-States of the EC included in addition to the afore-listed, the following: Cyprus, the Czech Republic, Estonia, Hungary, Latvia, Lithuania, Malta, Poland, the Slovak Republic, and Slovenia. These latter Members' previously-submitted separate notifications of legislation are not listed in this report. See document G/ADPN/1/EEC/2/Suppl.6 for updated information on the current status of laws and regulations of these Members.

<sup>2</sup> The European Communities is counted as one Member.

<sup>3</sup> The European Communities is counted as one Member.

11. A Table summarizing anti-dumping actions taken by Members as reported in their semi-annual reports for the period 1 July 2004 -30 June 2005 is reproduced in Annex C to this report.

12. **Semi-annual reporting.** At its April 2005 regular meeting, the Chair suggested that at the fall 2005 meeting, the Committee discuss problems or questions relating to the submission of semi-annual reports, with a view to possibly improving the format or the guidelines. At its October-November 2005 regular meeting, the Committee held a preliminary discussion on this issue, and agreed that the Chair should hold informal consultations on it in early 2006.

#### **IV. REPORTS ON ALL PRELIMINARY OR FINAL ANTI-DUMPING ACTIONS**

13. Pursuant to Article 16.4 of the Agreement, reports of preliminary and final anti-dumping actions during the period under consideration were received from Argentina, Australia, Canada, China, Egypt, the European Communities, India, Jamaica, Korea, Mexico, New Zealand, Pakistan, Paraguay, South Africa, Thailand, Trinidad and Tobago, Turkey, United States, and Uruguay, as indicated in documents G/ADP/N/124+Add.1, G/ADP/N/125, G/ADP/N/127, G/ADP/N/128, G/ADP/N/129 G/ADP/N/130, G/ADP/N/131, G/ADP/N/133, G/ADP/N/134, G/ADP/N/135, and G/ADP/N/136.

14. The Committee reviewed the notifications of preliminary and final actions at its regular meetings in April and October-November 2005. At the Committee's meetings in April 2005 and in October-November 2005, the Chair noted that there continued to be a lack of full compliance in this area, as some Members who submitted semi-annual reports indicating preliminary and/or final measures had not submitted reports of preliminary or final actions taken. The Chair highlighted the importance of this notification in the Committee's role in monitoring and discussing actions taken by Members. A summary of the notifications submitted by Members pursuant to Article 16.4 is contained in Annex D of this report.

15. At the Committee's April 2005 meeting, it was suggested that the Committee discuss this notification procedure as part of the discussions to be undertaken on problems or questions relating to the submission of semi-annual reports. At its October-November 2005 meeting, the Committee held a preliminary discussion on this issue, and agreed that the Chair should hold informal consultations on it in early 2006.

#### **V. TRANSITIONAL REVIEW OF CHINA**

16. During the October-November 2005 meeting, the Committee undertook the review, as appropriate to its mandate, of the implementation by China of the WTO Agreement and of the related provisions of its Protocol of Accession, as provided for in Paragraph 18 of the Protocol of Accession of the Peoples' Republic of China to the WTO. At the meeting, the delegation of China responded orally to questions that had been previously submitted in writing, and to follow-up questions posed at the meeting. The statements of Members are reflected in the minutes of that meeting.<sup>4</sup> The Committee agreed that its report to the Council for Trade in Goods would be in the form of a brief factual report, with references to the documents concerned, and attaching the portion of the minutes of the meeting which relate to the transitional review, prepared by the Chair on her own responsibility.

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<sup>4</sup> Questions and/or statements were circulated in the following documents: G/ADP/W/446, G/ADP/W/447, G/ADP/W/448, and G/ADP/W/449.

## **VI. WORKING GROUP ON IMPLEMENTATION:**

17. The Working Group on Implementation held two regular working meetings during the period under review, in April and October 2005.

18. At its meeting in April 2005, the Group continued the debates on the new issues referred to it by the Committee at the spring 2003 meeting.<sup>5</sup> Although only four Members had submitted papers, on three of the new topics,<sup>6</sup> the discussion had been interesting and useful in enabling Members to better understand the issues involved and the practices of various Members. The Chair urged Members to submit papers on these topics, as additional information concerning national practices and different Members' views would add to the value of the discussions.

19. Concerning the future work of the Group, the Chair noted that the four topics under discussion had been on the agenda for four meetings and that only a limited number of papers from a limited number of Members had been submitted and discussed. The Group decided to continue debating the four topics, and found useful in this regard a document submitted by Hong Kong, China containing questions that might be used in future submissions and discussions. Some Members suggested that the Group consider, at future meetings, developing recommendations on, *inter alia*, Article 6.7 – verification.

20. At its meeting in October 2005, the Working Group discussed two papers, on two of the new topics.<sup>7</sup> The Working Group also requested the Secretariat to prepare a draft recommendation on Article 6.7 – Conduct of verification, and to circulate it to Members for consideration at the spring 2006 meeting. The Chair requested the Group to reflect on its future work, and to come prepared to discuss this issue in detail, including the possibility of developing a further list of topics, at the spring 2006 meeting.

## **VII. INFORMAL GROUP ON ANTI-CIRCUMVENTION**

21. The Informal Group on Anti-Circumvention met once during the period under review, in April 2005<sup>8</sup>. At the meeting, the Group continued its discussions of a document previously submitted by New Zealand<sup>9</sup>, and of questions raised earlier by the United States. The Chair urged delegations to make best use of the Group by submitting documents and participating actively in the discussions.

## **VIII. OTHER BUSINESS**

22. During the review period, the Committee noted statements regarding the following items under the agenda item "Other Business":

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<sup>5</sup> See document G/ADP/W/433, dated 4 June 2003. The four topics are: Article 2.2 - Export prices to third countries or constructed normal value; Article 2.4.1 - Foreign exchange fluctuations; Article 6.7 - Conduct of verification; Article 13 - Judicial, arbitral or administrative review.

<sup>6</sup> The following documents were submitted:

Article 2.2 – paper by the United States (G/ADP/AHG/W/166);

Article 6.7 – papers by Egypt (G/ADP/AHG/W/170) and Pakistan (G/ADP/AHG/W/171);

Article 13 – paper by India (G/ADP/AHG/W/169).

<sup>7</sup> The following new document was submitted:

Article 2.2 – paper by Pakistan (G/ADP/AHG/W/172). In addition, Pakistan's paper on Article 6.7 was discussed.

<sup>8</sup> Because of shortness of meeting time and space due to preparations for the Hong Kong Ministerial Conference, and in the absence of any new submissions by Members, no meeting of the Group was held in October 2005.

<sup>9</sup> G/ADP/IG/W/51.

- Chair's report on consultations on rules of origin<sup>10</sup>
- Appropriate interpretation of Annex D of the Committee's annual report – item requested by the United States

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<sup>10</sup> The joint report to the Chair of the General Council on this issue, by the Chairs of the Committees on Anti-dumping Practices, Subsidies and Countervailing Measures, and Safeguards, was circulated to Members by the Chair of the General Council in document WT/GC/92.

**ANNEX A**  
**ANTI-DUMPING LEGISLATION NOTIFICATIONS**  
**as at 1 November 2005**

**Key: \* = Notification of no anti-dumping legislation**

<b>MEMBER</b>	<b>NOTIFICATION PROVIDED</b>
Albania	G/ADP/N/1/ALB/1
Angola	none
Antigua and Barbuda	G/ADP/N/1/ATG/2
Argentina	G/ADP/N/1/ARG/1 + Suppls. 1, 2, 3 + Corr. 1, + Suppls. 4, 5, 6 & 7
Armenia	G/ADP/N/1/ARM/1
Australia	G/ADP/N/1/AUS/2 + Suppls. 1 & 2 + Corr. 1, + Suppl. 3
Bahrain	G/ADP/N/1/BHR/1 *
Bangladesh	none
Barbados	G/ADP/N/1/BRB/1
Belize	none
Benin	G/ADP/N/1/BEN/1 *
Bolivia	G/ADP/N/1/BOL/1 + Suppl.1
Botswana	G/ADP/N/1/BWA/1 *
Brazil	G/ADP/N/1/BRA/2 + Corr. 1, + Suppl. 1
Brunei Darussalam	G/ADP/N/1/BRN/1 *
Bulgaria	G/ADP/N/1/BGR/1
Burkina Faso	G/ADP/N/1/BFA/1 *
Burundi	G/ADP/N/1/BUR/1 *
Cambodia	none
Cameroon	none
Canada	G/ADP/N/1/CAN/4
Central African Republic	none
Chad	G/ADP/N/1/TCD/1 *
Chile	G/ADP/N/1/CHL/2
China	G/ADP/N/1/CHN/2 + Suppls. 1, 2, 3 & 4
Colombia	G/ADP/N/1/COL/1
Congo	none

<b>MEMBER</b>	<b>NOTIFICATION PROVIDED</b>
Costa Rica	G/ADP/N/1/CRI/2 + Suppl.1 +Corr.1 (Spanish only)
Côte d'Ivoire	G/ADP/N/1/CIV/1 *
Croatia	G/ADP/N/1/HRV/1
Cuba	G/ADP/N/1/CUB/1 + Suppl.1
Democratic Republic of the Congo	none
Djibouti	none
Dominica	G/ADP/N/1/DMA/1
Dominican Republic	G/ADP/N/1/DOM/3 + Corr.1 (Spanish only)
Ecuador	G/ADP/N/1/ECU/2
Egypt	G/ADP/N/1/EGY/2/Rev.1
El Salvador	G/ADP/N/1/SLV/2
European Communities	G/ADP/N/1/EEC/2 + Corr. 1, + Suppl. 1 + Corr. 1, + Suppls. 2, 3, 4, 5 & 6 <sup>1</sup>
Fiji	G/ADP/N/1/FJI/2
Former Yugoslav Republic of Macedonia	G/ADP/N/1/MKD/1*
Gabon	none
The Gambia	none
Georgia	G/ADP/N/1/GEO/1
Ghana	G/ADP/N/1/GHA/1 *
Grenada	G/ADP/N/1/GRD/2
Guatemala	G/ADP/N/1/GTM/2
Guinea	G/ADP/N/1/GIN/1 *
Guinea Bissau	none
Guyana	none
Haiti	G/ADP/N/1/HTI/1*
Honduras	G/ADP/N/1/HND/2
Hong Kong, China	G/ADP/N/1/HKG/1*

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<sup>1</sup> Document G/ADPN/1/EEC/2/Suppl.6 provides information on the status of laws and regulations of the following WTO Members. Cyprus, the Czech Republic, Estonia, Hungary, Latvia, Lithuania, Malta, Poland, the Slovak Republic, and Slovenia all of which became Member States of the European Communities on 1 May 2004.

<b>MEMBER</b>	<b>NOTIFICATION PROVIDED</b>
Iceland	G/ADP/N/1/ISL/1
India	G/ADP/N/1/IND/2 + Corr.1, + Suppls.1, 2 & 3
Indonesia	G/ADP/N/1/IDN/2 + Suppl.1
Israel	G/ADP/N/1/ISR/2
Jamaica	G/ADP/N/1/JAM/2
Japan	G/ADP/N/1/JPN/2 + Corrs. 1 & 2, + Suppl. 1, 2, 3 & 4 + Corr.1 (English only)
Jordan	G/ADP/N/1/JOR/3
Kenya	G/ADP/N/1/KEN/1
Korea, Republic of	G/ADP/N/1/KOR/5
Kuwait	none
Kyrgyz Republic	G/ADP/N/1/KGZ/1
Lesotho	none
Liechtenstein	G/ADP/N/1/LIE/1 *
Macao, China	G/ADP/N/1/MAC/1 *
Madagascar	G/ADP/N/1/MDG/1 *
Malawi	G/ADP/N/1/MWI/1 + Corr.1
Malaysia	G/ADP/N/1/MYS/1 + Add.1
Maldives	G/ADP/N/1/MDV/2 *
Mali	G/ADP/N/1/MLI/1 *
Mauritania	none
Mauritius	G/ADP/N/1/MUS/2
Mexico	G/ADP/N/1/MEX/1 + Corrs.1 & 2, + Suppls.1 & 2 + Corr.1 (English only)
Moldova	G/ADP/N/1/MDA/1
Mongolia	G/ADP/N/1/MNG/2
Morocco	G/ADP/N/1/MAR/2/ (Rev.1 – French only)
Mozambique	none
Myanmar	G/ADP/N/1/MYN/1*
Namibia	G/ADP/N/1/NAM/1 *
Nepal	none
New Zealand	G/ADP/N/1/NZL/2 + Suppl.1
Nicaragua	G/ADP/N/1/NIC/1 + Suppl.1
Niger	none



<b>MEMBER</b>	<b>NOTIFICATION PROVIDED</b>
Nigeria	none
Norway	G/ADP/N/1/NOR/3
Oman	G/ADP/N/1/OMN/1 *
Pakistan	G/ADP/N/1/PAK/2 + Suppls.1 & 2
Panama	G/ADP/N/1/PAN/1
Papua New Guinea	G/ADP/N/1/PNG/1 *
Paraguay	G/ADP/N/1/PRY/2 & Corr.1
Peru	G/ADP/N/1/PER/2
Philippines	G/ADP/N/1/PHL/2
Qatar	G/ADP/N/1/QAT/1 *
Romania	G/ADP/N/1/ROM/1
Rwanda	none
Saint Kitts & Nevis	none
Saint Lucia	G/ADP/N/1/LCA/1
Saint Vincent & Grenadines	none
Senegal	G/ADP/N/1/SEN/1
Sierra Leone	none
Singapore	G/ADP/N/1/SGP/2 + Suppl.1
Solomon Islands	none
South Africa	G/ADP/N/1/ZAF/2
Sri Lanka	G/ADP/N/1/LKA/1 *
Suriname	G/ADP/N/1/SUR/1 *
Swaziland	G/ADP/N/1/SWZ/1 *
Switzerland	G/ADP/N/1/CHE/1 *
Chinese Taipei	G/ADP/N/1/TPKM/1 + Corr.1 (English only)
Tanzania	none
Thailand	G/ADP/N/1/THA/4 + Corr.1
Togo	none
Trinidad and Tobago	G/ADP/N/1/TTO/1+ Corr.1 + Suppl.1
Tunisia	G/ADP/N/1/TUN/2
Turkey	G/ADP/N/1/TUR/3 + Suppls.1 & 2

<b>MEMBER</b>	<b>NOTIFICATION PROVIDED</b>
Uganda	G/ADP/N/UGA/2
United Arab Emirates	G/ADP/N/1/ARE/1 *
United States	G/ADP/N/1/USA/1 + Corr.1 + Suppls.1, 2, 3, 4, 5 & 6
Uruguay	G/ADP/N/1/URY/2 + Suppl.1
Venezuela	G/ADP/N/1/VEN/1 + Suppls.1 & 2
Zambia	G/ADP/N/1/ZMB/1
Zimbabwe	G/ADP/N/1/ZWE/2 + Suppl.1

**ANNEX B**  
**SEMI-ANNUAL REPORTS**  
**as at 1 November 2005**

Key: X = Semi-annual report of actions taken submitted  
N = Report of no actions taken submitted  
none = No report submitted  
not applicable = obligation did not apply to Member for that period

<b>MEMBER</b>	<b>1 July-31 December 2004 (G/ADP/N/126)</b>	<b>1 January-30 June 2005 (G/ADP/N/132)</b>
Albania	N	N
Angola	none	none
Antigua and Barbuda	none	none
Argentina	X	X
Armenia	N	N
Australia	X	X
Bahrain	none	none
Bangladesh	none	none
Barbados	N	N
Belize	none	none
Benin	none	none
Bolivia	N	N
Botswana	none	none
Brazil	X	X
Brunei Darussalam	N	N
Bulgaria	N	N
Burkina Faso	none	none
Burundi	none	none
Cambodia	none <sup>1</sup>	none
Cameroon	none	none
Canada	X	X
Central African Republic	none	none
Chad	none	none
Chile	N	N
China	X	X

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<sup>1</sup> Became a Member on 13 October 2004.

<b>MEMBER</b>	<b>1 July-31 December 2004 (G/ADP/N/126)</b>	<b>1 January-30 June 2005 (G/ADP/N/132)</b>
Colombia	X	X
Congo	none	none
Costa Rica	N <sup>2</sup>	N
Côte d'Ivoire	none	none
Croatia	N	N
Cuba	N	N
Democratic Republic of the Congo	none	none
Djibouti	none	none
Dominica	none	none
Dominican Republic	N	none
Ecuador	N	none
Egypt	N	X
El Salvador	N	N
European Communities	X	X
Fiji	none	N
Former Yugoslav Republic of Macedonia	none	none
Gabon	none	none
The Gambia	none	none
Georgia	none	none
Ghana	none	none
Grenada	none	none
Guatemala	N	N
Guinea	none	none
Guinea Bissau	none	none
Guyana	none	none
Haiti	none	none
Honduras	N	N
Hong Kong, China	N	N
Iceland	none	none
India	X	X

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<sup>2</sup> Notified revocation of definitive AD measures.

<b>MEMBER</b>	<b>1 July-31 December 2004 (G/ADP/N/126)</b>	<b>1 January-30 June 2005 (G/ADP/N/132)</b>
Indonesia	X	X
Israel	N	X
Jamaica	X	none
Japan	N	N
Jordan	N	N
Kenya	none	none
Korea, Republic of	X	X
Kuwait	none	none
Kyrgyz Republic	none	none
Lesotho	none	none
Liechtenstein	N	N
Macao, China	N	N
Madagascar	N	N
Malawi	none	none
Malaysia	X	X
Maldives	none	none
Mali	none	none
Mauritania	none	none
Mauritius	none	none
Mexico	X	X
Moldova	N	none
Mongolia	none	none
Morocco	N	N
Mozambique	none	none
Myanmar	N	N
Namibia	none	none
Nepal	none	none
New Zealand	X	X
Nicaragua	none	none
Niger	none	none

<b>MEMBER</b>	<b>1 July-31 December 2004 (G/ADP/N/126)</b>	<b>1 January-30 June 2005 (G/ADP/N/132)</b>
Nigeria	none	none
Norway	N	N
Oman	N	none
Pakistan	X	X
Panama	none	none
Papua New Guinea	none	none
Paraguay	X	none
Peru	X	X
Philippines	N	N
Qatar	N	none
Romania	N	N
Rwanda	none	none
Saint Kitts & Nevis	none	none
Saint Lucia	N	N
Saint Vincent & the Grenadines	none	none
Senegal	none	none
Sierra Leone	none	none
Singapore	N	N
Solomon Islands	none	none
South Africa	X	X
Sri Lanka	none	none
Suriname	none	none
Swaziland	none	none
Switzerland	N	N
Chinese Taipei	X	X
Tanzania	none	none
Thailand	X	X
Togo	none	none
Trinidad and Tobago	X	X
Tunisia	N	N
Turkey	X	X
Uganda	N	N

<b>MEMBER</b>	<b>1 July-31 December 2004 (G/ADP/N/126)</b>	<b>1 January-30 June 2005 (G/ADP/N/132)</b>
United Arab Emirates	none	none
United States	X	X
Uruguay	none	none
Venezuela	X	none
Zambia	none	none
Zimbabwe	none	none

**ANNEX C**

**Summary of Anti-Dumping Actions as reported in Semi-Annual Reports of Members – G/ADP/N/126/... & G/ADP/N/132/...  
(1 July 2004-30 June 2005)  
as at 1 November 2005**

Initiations				Provisional Measures (negative preliminary determinations and affirmative preliminary determinations where no measures imposed are not included)				Definitive Duties (negative determinations not included)				Price Undertakings		Revoca- tions notified <sup>1</sup>	Measures in force on 30 June 2005 (definitive duties and price undertakings) <sup>2</sup>
Total	Countries <sup>3</sup> involved			Total	Countries <sup>3</sup> involved			Total	Countries <sup>3</sup> involved			Total	Countries <sup>3</sup> involved		
<b>6</b>	<b>ARGENTINA</b>			<b>1</b>				<b>1</b>				<b>2</b>		<b>12</b>	<b>56</b>
	BRA-1	CHN-1	TPKM-1		CHN-1				BRA-1				BRA-2		
	IND-2	KOR-1													
<b>9</b>	<b>AUSTRALIA</b>			<b>2</b>				<b>1</b>				<b>0</b>		<b>1</b>	<b>52</b>
	CAN-1	CHN-3	KOR-3		CHN-1	KOR-1			CHN-1						
	MYS-1	THA-1													
<b>5</b>	<b>BRAZIL</b>			<b>0</b>				<b>3</b>				<b>2</b>		<b>2</b>	<b>50<sup>2</sup></b>
	ARG-1	CHN-1	TPKM-1						CHN-2	USA-1			ARG-1		
	ZAF-1	USA-1											URY-1		
<b>7</b>	<b>CANADA</b>			<b>9</b>				<b>7</b>				<b>0</b>		<b>33</b>	<b>59</b>
	AUT-1	BEL-1	CHN-1		AUT-1	BEL-1	CHN-3		CHN-2	FRA-1	KOR-1				
	FRA-1	DEU-1	LUX-1		TPKM-1	FRA-1	DEU-1		CHE-1	TPKM-1	USA-1				
	POL-1				POL-1										
<b>27</b>	<b>CHINA</b>			<b>17</b>				<b>20</b>				<b>3</b>		<b>1</b>	<b>71</b>
	TPKM-2	EEC-2	DEU-1		TPKM-2	EEC-2	FRA-1		EEC-2	FRA-1	IND-1		EEC-1		
	JPN-7	KOR-4	NLD-1		JPN-4	KOR-2	RUS-1		IRN-1	JPN-4	KOR-3		KOR-1		
	RUS-1	SGP-1	GBR-1		THA-1	USA-4			MYS-1	MEX-1	TPKM-1		USA-1		
	USA-7								USA-5						

\* -- No separate table provided.

NR – Not reported.

<sup>1</sup> Includes measures notified as having been fully or partially revoked, and as having lapsed.

<sup>2</sup> Certain of the measures in force were notified as having been fully or partially suspended.

<sup>3</sup> "Countries" refers in all cases to countries or customs territories. A list of the abbreviations used in this table can be found following the table.



<b>1</b>	<b>COLOMBIA</b>			<b>0</b>				<b>1</b>			<b>0</b>	*	<b>3</b>
	CHN-1							CHN-1					
<b>0</b>	<b>COSTA RICA</b>			<b>0</b>				<b>0</b>			<b>0</b>	<b>1</b>	<b>0</b>
<b>7</b>	<b>EGYPT</b>			<b>0</b>				<b>0</b>			<b>0</b>	*	<b>15</b>
	TPKM-1	IND-2	IDN-1										
	MYS-1	THA-2											
<b>31</b>	<b>EUROPEAN COMMUNITIES</b>			<b>14</b>				<b>6</b>			<b>4</b>	<b>8</b>	<b>167<sup>2</sup></b>
	CHN-9	TPKM-2	HRV-1		CHN-7	TPKM-1	IDN-1		AUS-1	CHN-3	IND-1	AUS-1	
	GTM-1	IND-1	IDN-1		NOR-1	RUS-1	THA-1		SAU-1			BLR-1	
	KOR-2	MYS-2	NOR-1		USA-1	VNM-1						IND-1	
	PAK-1	PHL-1	ROM-1									RUS-1	
	RUS-2	THA-2	UKR-1										
	USA-1	VNM-2											
<b>30</b>	<b>INDIA</b>			<b>9</b>				<b>29</b>			<b>1</b>	<b>55</b>	<b>191</b>
	BRA-2	CHN-11	TPKM-3		BRA-1	CHN-2	TPKM-2		BLR-1	BRA-1	CHN-5	CHN-1	
	EEC-3	IDN-1	IRN-1		EEC-2	MEX-1	USA-1		EEC-4	IDN-1	IRN-1		
	KOR-2	MYS-2	MEX-1						JPN-1	KOR-3	MYS-1		
	SWE-1	UKR-1	USA-2						NGA-1	RUS-1	SGP-1		
									TPKM-3	THA-1	ARE-2		
									USA-2				
<b>2</b>	<b>INDONESIA</b>			<b>0</b>				<b>6</b>			<b>0</b>	*	<b>7</b>
	PHL-1	ARE-1							FIN-1	IND-1	KOR-2		
									MYS-1	THA-1			
<b>4</b>	<b>ISRAEL</b>			<b>2</b>				<b>0</b>			<b>1</b>	<b>0</b>	<b>6</b>
	CHN-3	USA-1			CHN-2						TUR-1		
<b>0</b>	<b>JAMAICA<sup>4</sup></b>			<b>0</b>				<b>1</b>			<b>0</b>	<b>0</b>	<b>NR</b>
								CHN-1					
<b>0</b>	<b>JAPAN</b>			<b>0</b>				<b>0</b>			<b>0</b>	<b>0</b>	<b>2</b>

<sup>4</sup> No semi-annual report provided for the period 1 January-30 June 2005.

<b>1</b>	<b>KOREA</b>			<b>3</b>				<b>11</b>			<b>2</b>		*	<b>32</b>
	JPN-1				CHN-1	JPN-2			CAN-1	CHN-2	IND-2	JPN-2		
									JPN-3	ESP-1	USA-2			
<b>4</b>	<b>MALAYSIA</b>			<b>7</b>				<b>3</b>			<b>0</b>		*	<b>12</b>
	TPKM-1	IDN-1	KOR-1		TPKM-2	IDN-2	KOR-2		IDN-1	KOR-1	TPKM-1			
	THA-1				THA-1									
<b>3</b>	<b>MEXICO</b>			<b>7</b>				<b>7</b>			<b>0</b>		<b>2</b>	<b>63</b>
	BRA-2	CHL-1	CHN-4		BRA-1	CAN-1	CHN-1		CHN-3	USA-4				
					USA-4									
<b>5</b>	<b>NEW ZEALAND</b>			<b>4</b>				<b>4</b>			<b>0</b>		<b>0</b>	<b>14</b>
	CHN-1	IDN-1	IRL-1		CHN-1	IDN-1	KOR-1		CHN-1	IDN-1	KOR-1			
	KOR-1	THA-1			THA-1				THA-1					
<b>0</b>	<b>PAKISTAN</b>			<b>3</b>				<b>2</b>			<b>0</b>		*	<b>7</b>
					IRN-1	KOR-1	UZB-1		IRN-1	KOR-1				
<b>0</b>	<b>PARAGUAY<sup>4</sup></b>			<b>0</b>				<b>1</b>			<b>0</b>		*	<b>NR</b>
									BRA-1					
<b>7</b>	<b>PERU</b>			<b>4</b>				<b>5</b>			<b>0</b>		<b>0</b>	<b>33</b>
	ARG-2	BRA-2	CHN-1		CHN-1	TPKM-1	IND-1		CHN-2	IND-1	TPKM-1			
	MEX-1	VNM-1			VNM-1				VNM-1					
<b>18</b>	<b>SOUTH AFRICA</b>			<b>8</b>				<b>2</b>			<b>0</b>		<b>15</b>	<b>73</b>
	ARG-1	BRA-1	CHN-2		BRA-1	CHN-2	TPKM-2		CHN-1	TUR-1				
	TPKM-3	IND-4	IDN-2		IND-1	IRL-1	TUR-1							
	KOR-1	MYS-2	THA-1											
	USA-1													
<b>0</b>	<b>CHINESE TAIPEI</b>			<b>0</b>				<b>0</b>			<b>0</b>		<b>1</b>	<b>3</b>
<b>1</b>	<b>THAILAND</b>			<b>2</b>				<b>0</b>			<b>0</b>		<b>1</b>	<b>22</b>
	IDN-1				IDN-1	MYS-1								
<b>0</b>	<b>TRINIDAD AND TOBAGO</b>			<b>0</b>				<b>1</b>			<b>0</b>		*	<b>5</b>
									CHN-1					

20	TURKEY			2				16				0		*	68
	BGR-1	CHN-6	TPKM-1		CHN-1	RUS-1			CHN-7	IND-1	KOR-1				
	IND-2	IDN-2	KOR-2						RUS-1	LKA-1	TPKM-3				
	MYS-1	RUS-1	SCG-1						VNM-2						
	THA-2	UKR-1													
9	UNITED STATES			25				21				0		38 <sup>2</sup>	280 <sup>2</sup>
	BRA-1	CHN-2	TPKM-1		BRA-1	CAN-1	CHN-6		BRA-1	CHN-11	ECU-1				
	FIN-1	JPN-1	MEX-1		TPKM-1	ECU-1	FIN-1		IND-2	MYS-1	RUS-1				
	NLD-1	SWE-1			IND-2	IDN-1	JPN-1		ESP-1	THA-2	VNM-1				
71+					KOR-1	MEX-2	NLD-1								
					RUS-1	ESP-1	SWE-1								
					THA-2	VNM-1									

# LIST OF ABBREVIATIONS USED IN ANNEX C

AFG	AFGHANISTAN	GAB	GABON	PAN	PANAMA
ALB	ALBANIA	GMB	THE GAMBIA	PNG	PAPUA NEW GUINEA
DZA	ALGERIA	GEO	GEORGIA	PRY	PARAGUAY
AND	ANDORRA	DEU	GERMANY	PER	PERU
AGO	ANGOLA	GHA	GHANA	PHL	PHILIPPINES
ATG	ANTIGUA AND BARBUDA	GRC	GREECE	POL	POLAND
ARG	ARGENTINA	GRD	GRENADA	PRT	PORTUGAL
ARM	ARMENIA	GTM	GUATEMALA	QAT	QATAR
AUS	AUSTRALIA	GNB	GUINEA	ROM	ROMANIA
AUT	AUSTRIA	GIN	GUINEA BISSAU	RUS	RUSSIAN FEDERATION
AZE	AZERBAIJAN	GUY	GUYANA	RWA	RWANDA
BHS	BAHAMAS	HTI	HAITI	KNA	SAINT KITTS AND NEVIS
BHR	BAHRAIN, KINGDOM OF	HND	HONDURAS	LCA	SAINT LUCIA
BGD	BANGLADESH	HKG	HONG KONG, CHINA	VCT	SAINT VINCENT AND THE GRENADINES
BRB	BARBADOS	HUN	HUNGARY	SAM	SAMOA
BLR	BELARUS	ISL	ICELAND	STP	SAO TOME AND PRINCIPE
BEL	BELGIUM	IND	INDIA	SAU	SAUDI ARABIA
BLZ	BELIZE	IDN	INDONESIA	SEN	SENEGAL
BEN	BENIN	IRN	IRAN	SCG	SERBIA AND MONTENEGRO
BMU	BERMUDA	IRQ	IRAQ	SYC	SEYCHELLES
BTN	BHUTAN	IRL	IRELAND	SLE	SIERRA LEONE
BOL	BOLIVIA	ISR	ISRAEL	SGP	SINGAPORE
BIH	BOSNIA AND HERZEGOVINA	ITA	ITALY	SVK	SLOVAK REPUBLIC
BWA	BOTSWANA	JAM	JAMAICA	SVN	SLOVENIA
BRA	BRAZIL	JPN	JAPAN	SLB	SOLOMON ISLANDS
BRN	BRUNEI DARUSSALAM	JOR	JORDAN	ZAF	SOUTH AFRICA
BGR	BULGARIA	KAZ	KAZAKHSTAN	ESP	SPAIN
BFA	BURKINA FASO	KEN	KENYA	LKA	SRI LANKA
BUR	BURUNDI	PRK	KOREA, D.R. OF	SDN	SUDAN
KHM	CAMBODIA	KOR	KOREA, REP. OF	SUR	SURINAME
CMR	CAMEROON	KWT	KUWAIT	SWZ	SWAZILAND
CAN	CANADA	KGZ	KYRGYZ REPUBLIC	SWE	SWEDEN
CPV	CAPE VERDE	LAO	LAO, P.D.R	CHE	SWITZERLAND
CAF	CENTRAL AFRICAN REPUBLIC	LVA	LATVIA	SYR	SYRIAN ARAB REPUBLIC
TCD	CHAD	LBN	LEBANON	TPKM	CHINESE TAIPEI
CHL	CHILE	LSO	LESOTHO	TJK	TAJIKISTAN
CHN	CHINA	LBY	LIBYAN ARAB JAMAHIRIYA	TZA	TANZANIA
COL	COLOMBIA	LIE	LIECHTENSTEIN	THA	THAILAND
COG	CONGO	LTU	LITHUANIA	TGO	TOGO
CRI	COSTA RICA	LUX	LUXEMBOURG	TON	TONGA
CIV	COTE D'IVOIRE	MAC	MACAO, CHINA	TTO	TRINIDAD AND TOBAGO
HRV	CROATIA	MDG	MADAGASCAR	TUN	TUNISIA
CUB	CUBA	MWI	MALAWI	TUR	TURKEY
CYP	CYPRUS	MYS	MALAYSIA	TKM	TURKMENISTAN
CZE	CZECH REPUBLIC	MDV	MALDIVES	UGA	UGANDA
COD	CONGO, D.R. OF THE	MLI	MALI	UKR	UKRAINE
DNK	DENMARK	MLT	MALTA	ARE	UNITED ARAB EMIRATES
DJI	DJIBOUTI	MRT	MAURITANIA	GBR	UNITED KINGDOM
DMA	DOMINICA	MUS	MAURITIUS	USA	UNITED STATES OF AMERICA
DOM	DOMINICAN REPUBLIC	MEX	MEXICO	URY	URUGUAY
ECU	ECUADOR	MDA	MOLDOVA	UZB	UZBEKISTAN
EGY	EGYPT	MNG	MONGOLIA	VUT	VANUATU
SLV	EL SALVADOR	MAR	MOROCCO	VEN	VENEZUELA
GNQ	EQUATORIAL GUINEA	MOZ	MOZAMBIQUE	VNM	VIET NAM
EST	ESTONIA	MYN	MYANMAR	YEM	YEMEN
ETH	ETHIOPIA	NAM	NAMIBIA	ZMB	ZAMBIA
EEC	EUROPEAN COMMUNITIES	NPL	NEPAL	ZWE	ZIMBABWE
FRO	FAROE ISLANDS	NLD	NETHERLANDS		
FJI	FIJI	NZL	NEW ZEALAND		
FIN	FINLAND	NIC	NICARAGUA		
MKD	MACEDONIA, F.Y.R. OF	NER	NIGER		
FRA	FRANCE	NGA	NIGERIA		
		NOR	NORWAY		
		OMN	OMAN		
		PAK	PAKISTAN		

## ANNEX D

**Comparison of number of Provisional and Final Measures reported in semi-annual reports with  
the number of Preliminary and Final actions notified  
for the period 1 July 2004–30 June 2005**

<i>Importing Member</i>	<i>Provisional Measures, as reported in G/ADP/N/126 &amp; G/ADP/N/132</i>	<i>Final Measures (including undertakings), as reported in G/ADP/N/126&amp; G/ADP/N/132</i>	<i>Provisional and Final Measures, as reported in G/ADP/N/126&amp; G/ADP/N/132 TOTAL</i>	<i>Preliminary and Final Actions Notified, as indicated in G/ADP/N124+Add.1-125, 127-131, 133-136</i>
<i>Argentina</i>	1	3	<b>4</b>	29
<i>Australia</i>	2	1	<b>3</b>	12
<i>Brazil</i>	0	5	<b>5</b>	--
<i>Canada</i>	9	7	<b>16</b>	54
<i>China</i>	17	23	<b>40</b>	39
<i>Colombia</i>	0	1	<b>1</b>	--
<i>Egypt</i>	0	0	<b>0</b>	6
<i>European Communities</i>	14	10	<b>24</b>	152
<i>India</i>	9	30	<b>39</b>	59
<i>Indonesia</i>	0	6	<b>6</b>	3
<i>Israel</i>	2	1	<b>3</b>	--
<i>Jamaica</i>	0	1	<b>1</b>	1
<i>Korea</i>	3	13	<b>16</b>	11
<i>Malaysia</i>	7	3	<b>10</b>	--
<i>Mexico</i>	7	7	<b>14</b>	55
<i>New Zealand</i>	4	4	<b>8</b>	8
<i>Pakistan</i>	3	2	<b>5</b>	8
<i>Paraguay</i>	0	1	<b>1</b>	1
<i>Peru</i>	4	5	<b>9</b>	--
<i>South Africa</i>	8	2	<b>10</b>	14
<i>Thailand</i>	2	0	<b>2</b>	1
<i>Trinidad and Tobago</i>	0	1	<b>1</b>	2
<i>Turkey</i>	2	16	<b>18</b>	19
<i>United States</i>	25	21	<b>46</b>	351
<i>Totals - 1 July 2004–30 June 2005</i>	119	163	<b>282</b>	824

## ANNEX E

### Compilation of the information reported by Members in respect of the manner in which the obligations of Article 15 of the AD Agreement have been fulfilled

#### CANADA

Excerpted from document G/ADP/N/126/CAN:

Country/ Customs territory	Product	Initiation	Provisional measures/ Determinations	FINAL MEASURES	
				Definitive Duty	Price undertaking
1	2	3	Note 1	Note 1	6
		Date	Date, dumping margin	Date, dumping margin	Date, dumping margin
People's Republic of China	Fuel tanks (steel)	19.12.03	03.05.04 dumping margin 0.3% - 83.4% Note 2		Article 15: Informed
	Barbeques	13.04.04	27.08.04 dumping margin 0.0% - 87.4% Note 3		Article 15: Informed
	Steel fasteners	28.04.04	10.09.04 dumping margin 0.06% - 94 % Note 4		Article 15: Informed
	Laminate flooring	04.10.04			Article 15: Informed

**Price Undertaking** (Column 6): This column is used also to report how Canada implements the recommendation adopted by the Committee (G/ADP/9, dated 29 November 2002). "Informed" means that the authorities informed exporters, via the public notice, of the possibilities of price undertakings. "Price undertaking explored" means that the authorities discussed price undertakings with the exporters.

Excerpted from document G/ADP/N/132/CAN:

Country/ Customs territory	Product	Initiation	Provisional measures/ Determinations	FINAL MEASURES	
				Definitive Duty	Price undertaking
1	2	3	Note 1	Note 1	6
		Date	Date, dumping margin	Date, dumping margin	Date, dumping margin
People's Republic of China	Steel fasteners	28.04.04	10.09.04 dumping margin 0.06% - 94 % Note 4	07.01.05 dumping margin 0.04% - 187% (certain goods excluded)	Article 15: Informed
	Laminate flooring	04.10.04	16.02.05 dumping margin 26.6%	16.06.05 dumping margin 0.0% - 17.0%	Article 15: Informed

**Price Undertaking** (Column 6): This column is used also to report how Canada implements the recommendation adopted by the Committee (G/ADP/9, dated 29 November 2002). "Informed" means that the authorities informed exporters, via the public notice, of the possibilities of price

undertakings. "Price undertaking explored" means that the authorities discussed price undertakings with the exporters.

## EUROPEAN COMMUNITIES

Excerpted from G/ADP/N/126/EEC page 1:

Please note that Annex I reflects the recommendation adopted by the Committee (G/ADP/9 - point 3, dated 29 November 2002), i.e. mention has been made of any constructive remedies, such as price undertakings and lesser duty rules, examined/applied when imposing definitive duties on imports originating from developing countries.

				FINAL MEASURES(*)	
Country	Product	Initiation	Provisional measures(*)	Definitive duty imposed	Undertaking
1	2	3	4	5	6
		Date	Date (dumping margin)	Date (dumping margin)	Date (type)
<b>China</b>	PET (poly-ethylene terephthalate)	22.05.2003	21.02.2004	19.08.2004 (DM: 0-22,9%; ROD: 0-184 EUR/ tonne) (**)	(**)
	Okoumé plywood	19.08.2003	18.05.2004	12.11.2004 (DM: 6,5-66,7%; ROD: 6,5-66,7%) (**)	(**)
<b>India</b>	Graphite electrode systems	21.8.2003	20.05.2004	18.09.2004 (DM: 22,4-31,1%; ROD: 0%) (**)	

(\*\*) - This information is given in accordance with recommendation G/ADP/9 adopted 27 November 2002 : mention has been made of any constructive remedies, such as price undertakings and lesser duty rule, applied when imposing definitive duties on imports originating from developing countries. When "\*\*\*" appears in column 6 (undertaking), this means that the companies have been invited to offer an undertaking pursuant to Art 15 and Art 8 ADA, irrespective of whether subsequent discussions in this respect took place. (G/ADP/N/126/EEC, page 9)

Excerpted from G/ADP/N/132/EEC, page 1:

Please note that Annex I reflects the recommendation adopted by the Committee (G/ADP/9 - point 3, dated 29 November 2002), i.e. mention has been made of any constructive remedies, such as price undertakings and lesser duty rules, examined/applied when imposing definitive duties on imports originating from developing countries.

				FINAL MEASURES(*)	
Country	Product	Initiation	Provisional measures(*)	Definitive duty imposed	Undertaking
1	2	3	4	5	6
		Date	Date (dumping margin)	Date (dumping margin)	Date (type)
<b>China</b>	Polyester staple fibres	19.12.2003		17.03.2005 (DM: 4,9-85,5%; ROD: 4,9-49,7% net free-at-Cty-frontier price, before duty) (**)	(**)
<b>Saudi Arabia</b>	Polyester staple fibres	19.12.2003		17.03.2005 (DM: 31,7%; ROD: 20,9% net free-at-Cty-frontier price, before duty) (**)	(**)

(\*\*) - This information is given in accordance with recommendation G/ADP/9 adopted 27 November 2002 : mention has been made of any constructive remedies, such as price undertakings and lesser duty rule, applied when imposing definitive duties on imports originating from developing countries. When “\*\*” appears in column 6 (undertaking), this means that the companies have been invited to offer an undertaking pursuant to Art 15 and Art 8 ADA, irrespective of whether subsequent discussions in this respect took place. (G/ADP/N/132, page 8)

## UNITED STATES

Excerpted from G/ADP/N/126/USA, page 27:

For all investigations to which Article 15 applies, the Department of Commerce provided respondent companies an opportunity to explore the possibilities of price undertakings with the Department. The Department provided this opportunity to all developing country Members without prejudice to whether the Member's essential interests were affected. During the reporting period, no respondent companies took advantage of this opportunity.

Excerpted from G/ADP/N/132/USA, page 23:

For all investigations to which Article 15 applies, the Department of Commerce provided respondent companies an opportunity to explore the possibilities of price undertakings with the Department. The Department provided this opportunity to all developing country Members without prejudice to whether the Member's essential interests were affected. During the reporting period, no respondent companies took advantage of this opportunity.

## CHINA, ISRAEL, MEXICO, NEW ZEALAND, PERU, SOUTH AFRICA

Excerpted from G/ADP/N/126/CHN/, G/ADP/N/126/ISR, G/ADP/N/126/MEX, G/ADP/N/126/NZL, G/ADP/N/126/PER/Rev.1, G/ADP/N/126/ZAF+Corr.1, G/ADP/N/132/CHN, G/ADP/N/132/ISR, G/ADP/N/132/MEX, G/ADP/N/132/NZL, G/ADP/N/132/PER/Rev.1, and G/ADP/N/132/ZAF+Corr.1.



Basis for determination codes:

HM - Home market price

OPT - Prices charged by other producer in third country

TM - Third country market price (specify country)

OCT - Costs of other producer in third country

CV - Constructed value

O - Other (specify)

SP - Prices charged by same producer

LDC - Treatment having regard to Article 15 of the Agreement and decisions of the Committee. (Peru and South Africa)

OP - Prices charged by other producer

FA - Facts available

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