

WORLD TRADE ORGANIZATION

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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 RESULTS OF THE CONSULTATIONS

INDONESIA

(Wheat Flour)

The following communication, dated 9 January 2013, is being circulated at the request of the Delegation of Indonesia.

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

Notification under Article 12.5 of the results of consultation under Article 12.4 which took place between Indonesia and Turkey, Sri Lanka, Ukraine, Australia, and the European Union on 20 December 2012 in relation to the provisional safeguard measure imposed on importation of Wheat Flour.

1. The provision under which consultation was held

Article 12.4.

2. Reference to the WTO document that notified the safeguard action regarding which consultation was held

G/SG/N/7/IDN/1
G/SG/N/7/IDN/1/Suppl.1

3. Members involved in the consultation and provide the time period during which consultation was held

The Members involved in the consultation were Turkey, Sri Lanka, Ukraine, Australia, and the European Union, and the consultation was held on the morning of 20 December 2012 for approximately 2 hours.

4. The results of the consultation

The main purpose of the said consultation was for GOI to explain the background and reasoning behind the imposition of provisional safeguard measure, and to provide the opportunity for

the aforesaid Members to comment on the preliminary determination and analysis of irreparable damage upon which the provisional safeguard measure was imposed.

Comments were received on, amongst others, the level of imports, the nature of serious injury or threat of serious injury, the causal link between increased imports and alleged injury, and the definition of developing country for the purpose of application of Article 9 of the WTO Agreement on Safeguards.

The GOI encouraged the Members present to focus on the provisional safeguard measures under Article 6 of the WTO Agreement on Safeguards as considerations related to the on-going investigation are to be addressed in the public hearing to be held on 17 January 2013.

The GOI responded to a number of these issues. In summary the Members present took the opportunity of the consultation to raise issues and exchange views with GOI regarding the imposition of provisional safeguard measure on importation of Wheat Flour, as notified and circulated in documents G/SG/N/7/IDN/1, and G/SG/N/7/IDN/1/Suppl.1.
