

WORLD TRADE ORGANIZATION

G/L/902
26 October 2009

(09-5305)

REPORT (2009) 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 under consideration by Members.
3. The focus of this report is on the period since the Committee's last annual report (G/L/861), that is, 28 October 2008 – 21 October 2009 (hereinafter "the review period"). During the review period, the Committee held two regular meetings, on 8 May 2009 and 21 October 2009 (G/ADP/M/36 and G/ADP/M/37, respectively).
4. As of the beginning of the review period, Mr. Jorge Huerta-Goldman (Mexico) was the Chair and Mr. Pasquale De Micco (Italy) was the Vice Chair, of the Committee. At its May 2009 meeting, the Committee elected Mr. Pasquale De Micco (Italy) as Chair, and Mr. Matthew Wilson (Barbados) as Vice Chair. Pursuant to the Committee's rules of procedure, Mr. De Micco and Mr. Wilson took office at the end of that 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 21 October 2009, 101 Members had notified the Committee regarding their domestic anti-dumping legislation.¹ Of these 101 Members, 29 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 five Members have 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(s) 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: Angola, Argentina, Bahrain, Belize, Brazil, Dominican Republic, Honduras, Kenya, Norway, Panama, Peru, Saudi Arabia, Suriname, and the United States. The Committee also continued its review of previously-reviewed legislative notifications submitted by the following Members: Argentina, Dominican Republic, El Salvador, Honduras, Panama, and Ukraine. Written questions and answers regarding these notifications can be found in documents of the G/ADP/Q1/... series.

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

8. **Semi-annual reports for the period 1 July-31 December 2008 pursuant to Article 16.4.** As of 21 October 2009, 24 Members² had submitted semi-annual reports of actions taken during this period. Thirty four Members had notified the Committee that they had not taken any anti-dumping actions during this period. The remaining 68 Members had not submitted a notification in this regard. These semi-annual reports were circulated in document series G/ADP/N/180/.... At the Committee's regular meeting in May 2009, the Chair reported that it appeared that most Members taking actions had submitted semi-annual reports, but that some had arrived after the deadline. Members who had not submitted reports of actions taken or nil returns were strongly urged to submit these reports, and all Members were encouraged to submit their semi-annual reports on time. The status of semi-annual reports for this period is set out in Annex B. Questions raised concerning these reports can be found in the minutes of the meeting and in document series G/ADP/Q2.....

9. **Semi-annual reports for the period 1 January-30 June 2009 pursuant to Article 16.4.** As of 21 October 2009, 23 Members had submitted semi-annual reports of actions taken during this period.³ Twenty one Members had notified the Committee that they had not taken any anti-dumping actions during this period. The remaining 82 Members had not submitted a notification in this regard. These semi-annual reports were circulated in document series G/ADP/N/188/.... At the Committee's regular meeting in October 2009, the Chair emphasized that not all Members had submitted semi-annual reports, and strongly urged all Members to comply with the requirement to submit their semi-annual reports on time. He also drew to Members' attention that the issue of assisting long-standing non-notifiers to fulfil their notification obligations would be discussed later at the meeting under a separate agenda item.⁴ The status of semi-annual reports for this period is set out in Annex B. Questions raised concerning these reports can be found in the minutes of the meeting and in document series G/ADP/Q2.....

¹ The European Communities is counted as one Member. Prior to 1 May 2004, the member States of the EC were: 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 following Members became member States of the EC: Cyprus, the Czech Republic, Estonia, Hungary, Latvia, Lithuania, Malta, Poland, the Slovak Republic, and Slovenia; and as of 1 January 2007, Bulgaria and Romania also became member States of the EC. See documents G/ADP/N/1/EEC/2/Suppl.6 and .../Suppl.8 for information on the current status of the previously-submitted laws and regulations of these Members.

² The European Communities is counted as one Member.

³ The European Communities is counted as one Member.

⁴ See section VI regarding the draft notification format under Articles 16.4 and 16.5 of the Agreement (the so-called "one time notification format").

10. A table summarizing new anti-dumping actions taken by Members as reported in their semi-annual reports for the period 1 July 2008 - 30 June 2009 is reproduced in Annex C to this report.

11. **Revised semi-annual report format – Presentation by the Secretariat.** At the Committee's May 2009 regular meeting, the Chair recalled that at its October 2008 meeting, the Committee had adopted the revised format⁵ for semi-annual reports, which brought a number of important improvements that included the use of mandatory language, clear definitions and instructions for each information item to be reported, in addition to the inclusion of a number of new information items. The Chair also recalled that the Committee had decided that this format was to be used starting with the reporting cycle covering the first half of 2009. To assist Members with their transition to the new format, the Secretariat, at the Chair's invitation, made a presentation explaining it. The Chair encouraged Members to contact the Secretariat with any questions on the new format.

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

12. 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, Brazil, Canada, Chile, China, Costa Rica, Egypt, European Communities, Japan, Korea, Mexico, New Zealand, Pakistan, Peru, South Africa, Thailand, Turkey, Ukraine, and the United States as indicated in documents G/ADP/N/175, G/ADP/N/176, G/ADP/N/177, G/ADP/N/178, G/ADP/N/179, G/ADP/N/181, G/ADP/N/182, G/ADP/N/183, G/ADP/N/184, G/ADP/N/185, G/ADP/N/186, G/ADP/N/187, G/ADP/N/189, 190, and G/ADP/N/191.

13. The Committee reviewed the notifications of preliminary and final actions at its regular meetings in May and October 2009. At these meetings, the Chairs drew attention to the apparent lack of full compliance in this area, as some Members that submitted semi-annual reports indicating preliminary and/or final measures had not submitted reports of preliminary or final actions taken. The Chairs highlighted the importance of this notification to the Committee's role in monitoring and discussing actions taken by Members, and recalled that the revised minimum information format that had been adopted by the Committee in October 2006⁶ clarified the kinds of actions to be notified and the information to be submitted. A summary of the notifications submitted by Members pursuant to Article 16.4 is contained in Annex D of this report.

V. TRANSITIONAL REVIEW OF CHINA

14. During the October 2009 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 People's Republic of China to the WTO. At the meeting, the delegation of China responded orally to questions that had been previously submitted in writing⁷, as well as to questions raised orally at the meeting. The statements of Members are reflected in the minutes of that meeting. The Committee agreed that its report to the Council for Trade in Goods would be in the form of a brief factual report, prepared by the Chairperson on his own responsibility, containing references to the documents concerned and attaching the portion of the minutes of the meeting which relate to the transitional review.⁸

⁵ G/ADP/1/Rev.1.

⁶ G/ADP/2/Rev.1.

⁷ Questions and/or statements were circulated in the following documents: G/ADP/W/474 and G/ADP/W/475.

⁸ G/ADP/18.

VI. INFORMAL CONSULTATIONS AND FORMAL DECISIONS ON WAYS TO IMPROVE TIMELINESS AND COMPLETENESS OF NOTIFICATIONS AND OTHER INFORMATION FLOWS ON TRADE MEASURES

15. In February 2009, the Chair of the General Council, upon the request of the Chair of the Trade Policy Review Body (hereinafter "the TPRB"), requested the Chair of the Committee to hold consultations on ways to improve the timeliness and completeness of notifications and other information flows on trade measures and to report back to the Chair of the TPRB on those consultations. The Committee conducted informal consultations on 9 March 2009 and 25 June 2009 during which the discussions focused on problematic notification areas, how to encourage long-standing non-notifiers to submit notifications, how to enhance the quality of the submitted data, how to streamline the reporting process, and what decisions should be adopted by the Committee to achieve such goals. On 1 April 2009, the Chair of the Committee reported back to the Chair of the TPRB on the results of his consultations.

16. At its May 2009 regular meeting, the Committee agreed that subsequent to each request setting the deadline for semi-annual reports, the Secretariat should further circulate a document reminding Members of the deadline. The first such reminder was circulated in G/ADP/N/188/Suppl.1. It was also agreed that the Chair should send letters, as needed, to those Members whose reports were not received by such deadlines. (G/ADP/M/36 – Item E)

17. At its 2009 October meeting, the Committee adopted three decisions to enhance transparency and streamline the reporting process. The first was the draft notification under Articles 16.4 and 16.5 of the Agreement, or the so called "one-time notification format"⁹, to assist those Members that have not established investigating authorities and accordingly have never taken any anti-dumping actions, to fulfil their notification obligations. In this respect, the Committee requested the Secretariat to provide the necessary technical assistance to such Members that would be using this format to submit their notifications. The second was the electronic submission of all notifications submitted to the Committee.¹⁰ The third was the introduction of an additional paragraph to the minimum information format encouraging Members to attach, in an electronic form and in their original language, publicly available documents containing the relevant decisions made by the competent authorities¹¹ (G/ADP/M/37 – Item F). The Committee had also agreed to report back to the Chair of the TPRB on the decisions adopted by the Committee to enhance transparency and improve timeliness and completeness of notifications.

VII. WORKING GROUP ON IMPLEMENTATION

18. The Working Group on Implementation held two regular meetings during the period under review, back-to-back with the Committee's regular meetings in May and October 2009.

19. No submissions had been made to the Group prior to the circulation of the airgram for the Group's spring meeting. After the circulation of the airgram, Egypt submitted three papers, two conveying Egypt's views on the issues under discussion in the Group, i.e. "export prices to third countries or constructed normal value - Article 2.2"¹² and "determination of significant price undercutting – Article 3.2"¹³, and one proposing new topics for discussion.¹⁴ The Chairperson allowed Egypt to make a preliminary introduction of its papers. Some Members asked questions

⁹ G/ADP/19.

¹⁰ G/ADP/20.

¹¹ G/ADP/2/Rev.2

¹² G/ADP/AHG/W/180, submitted by Egypt.

¹³ G/ADP/AHG/W/181, submitted by Egypt.

¹⁴ G/ADP/AHG/W/182.

while others mentioned that they could come back with questions after analyzing Egypt's papers in detail. At the end of the meeting, the Chairperson encouraged Members to submit papers on issues under discussion or to propose new topics for discussion in the Group.

20. At its meeting in October 2009, the Group conducted a detailed discussion of Egypt's papers on "export prices to third countries or constructed normal value - Article 2.2" and "determination of significant price undercutting – Article 3.2" which had been only briefly discussed at the previous meeting. It also discussed proposals by Egypt and Korea¹⁵ on new topics for discussion in the Group. The Group decided to transmit these proposals to the Committee for a decision as to whether such topics should be referred to the Group for discussion.

21. The Committee subsequently decided to refer the following topics proposed by Egypt and Korea to the Working Group on Implementation for discussion:

- Article 2.3 – Constructed export price. When is the export price to be considered unreliable because of association or a compensatory arrangement between the exporter and the importer and a third party? How is the export price to be constructed?
- Article 3.5 – Other known causes of injury. How do Members ensure that the injury caused by known factors, other than dumped imports, that are injuring the domestic industry are not attributed to dumped imports?
- Article 3.7 – Threat of material injury. How do Members assess threat of material injury?
- Article 5.3 – Accuracy and adequacy test. How do Members assess the accuracy and adequacy of the evidence provided in an application to determine whether there is sufficient evidence to justify the initiation of an investigation?
- Article 11.3 – Sunset reviews. "Determination on the likelihood of continuation or recurrence of dumping and injury in sunset reviews".

VIII. INFORMAL GROUP ON ANTI-CIRCUMVENTION

22. The Informal Group on Anti-Circumvention held two meetings during the reporting period, back-to-back with the May and October 2009 regular meetings of the Committee. Although there were no papers submitted for discussion at the May meeting, one Member posed a question on a possible anti-circumvention example pertaining to imports of padlocks and its parts. There was no substantive discussion on this issue.

23. Concerning the future work of the Group, Members considered that the Group should continue its work along the same lines as had been the case up to then.

IX. OTHER ITEMS DISCUSSED BY THE COMMITTEE

24. No item was requested by any Member to be placed on the agendas of the May or the October regular meetings.

X. OTHER BUSINESS

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

¹⁵ G/ADP/AHG/W/183.

- India's Investigation Against Medium Density fireboard – Statement by New Zealand. The statement was supported by China, the European Communities, Malaysia, Thailand and the United States. The delegation of India indicated that it would convey the questions to Capital to obtain the necessary clarification.
- Final dumping determination of the Turkish Authorities Against Spun Yarns made out of man-made fibre from India – Statement by India.¹⁶ The delegation of Turkey presented an oral reply at the meeting and also provided a written answer after the meeting.¹⁷

¹⁶ Now circulated in document G/ADP/Q2/TUR/1.

¹⁷ Now circulated in document G/ADP/Q2/TUR/2.

ANNEX A
ANTI-DUMPING LEGISLATION NOTIFICATIONS
as at 21 October 2009

Key: * = Notification of no anti-dumping legislation
none = No notification submitted

MEMBER	NOTIFICATION PROVIDED
Albania	G/ADP/N/1/ALB/2/Rev.1
Angola	G/ADP/N/1/AGO/1 *
Antigua and Barbuda	G/ADP/N/1/ATG/2
Argentina	G/ADP/N/1/ARG/1 + Suppls. 1, 2, 3+Corr.1, 4, 5, 6, 7, 8 & 9
Armenia	G/ADP/N/1/ARM/1 + Suppls. 1 & 2
Australia	G/ADP/N/1/AUS/2 + Suppls. 1, 2+Corr.1, & 3
Bahrain	G/ADP/N/1/BHR/2
Bangladesh	G/ADP/N/1/BGD/1+Corr.1 (English only)
Barbados	G/ADP/N/1/BRB/1
Belize	G/ADP/N/1/BLZ/1*
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, + Suppls. 1 & 2
Brunei Darussalam	G/ADP/N/1/BRN/1 *
Burkina Faso	G/ADP/N/1/BFA/1 *
Burundi	G/ADP/N/1/BDI/1 *
Cambodia	none
Cameroon	none
Canada	G/ADP/N/1/CAN/4
Cape Verde ¹	none
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, 5 & 6

¹ Cape Verde became a WTO Member on 23 July 2009.

MEMBER	NOTIFICATION PROVIDED
Colombia	G/ADP/N/1/COL/2
Congo	none
Costa Rica	G/ADP/N/1/CRI/3
Côte d'Ivoire	G/ADP/N/1/CIV/1 *
Croatia	G/ADP/N/1/HRV/2
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) + Suppl.1 + Corr.1 (English only)
Ecuador	G/ADP/N/1/ECU/2
Egypt	G/ADP/N/1/EGY/2/Rev.1 + Rev.1/Suppl.1
El Salvador	G/ADP/N/1/SLV/3
European Communities	G/ADP/N/1/EEC/2+Corr.1, +Suppls.1, 2, 3, 4, 5, 6 ² , 7 & 8 ³
Fiji	G/ADP/N/1/FJI/2
Former Yugoslav Republic of Macedonia	G/ADP/N/1/MKD/2 + Suppl.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/3
Guinea	G/ADP/N/1/GIN/1 *
Guinea Bissau	none
Guyana	none
Haiti	G/ADP/N/1/HTI/1*

² Document G/ADP/N/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.

³ Document G/ADP/N/1/EEC/2/Suppl.8 provides information on the status of laws and regulations of Bulgaria and Romania, which became member States of the European Communities on 1 January 2007.

MEMBER	NOTIFICATION PROVIDED
Honduras	G/ADP/N/1/HND/3
Hong Kong, China	G/ADP/N/1/HKG/1*
Iceland	G/ADP/N/1/ISL/1
India	G/ADP/N/1/IND/2+Corr.1, +Suppls.1, 2, 3 & 4
Indonesia	G/ADP/N/1/IDN/2 + Suppl.1
Israel	G/ADP/N/1/ISR/3 + Corr.1
Jamaica	G/ADP/N/1/JAM/2
Japan	G/ADP/N/1/JPN/2+Corrs.1 & 2, + Suppls. 1, 2, 3, 4+Corr.1 (English only), 5 & 6
Jordan	G/ADP/N/1/JOR/3
Kenya	G/ADP/N/1/KEN/2
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 (English only), + Suppls.1, 2+Corr.1 (English only), 3 & 4
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

MEMBER	NOTIFICATION PROVIDED
New Zealand	G/ADP/N/1/NZL/2 + Suppls.1, 2 & 3
Nicaragua	G/ADP/N/1/NIC/2
Niger	none
Nigeria	G/ADP/N/1/NGA/1
Norway	G/ADP/N/1/NOR/4
Oman	G/ADP/N/1/OMN/1 *
Pakistan	G/ADP/N/1/PAK/2 + Suppls.1 & 2
Panama	G/ADP/N/1/PAN/2 + Suppl.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 + Suppl.1
Philippines	G/ADP/N/1/PHL/2
Qatar	G/ADP/N/1/QAT/1 *
Rwanda	none
Saint Kitts & Nevis	none
Saint Lucia	G/ADP/N/1/LCA/1
Saint Vincent & Grenadines	none
Saudi Arabia	G/ADP/N/1/SAU/1*
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/2 *
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) + Suppl.1
Tanzania	none
Thailand	G/ADP/N/1/THA/4 + Corr.1
Togo	none
Tonga	none

MEMBER	NOTIFICATION PROVIDED
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 & 3 + Corr.1 (English only)
Uganda	G/ADP/N/UGA/2
Ukraine	G/ADP/N/1/UKR/1
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, 7 & 8
Uruguay	G/ADP/N/1/URY/2 + Suppl.1
Venezuela	G/ADP/N/1/VEN/1 + Suppls.1 & 2
Vietnam	G/ADP/N/1/VNM/1
Zambia	G/ADP/N/1/ZMB/1
Zimbabwe	G/ADP/N/1/ZWE/2 + Suppl.1

ANNEX B

SEMI-ANNUAL REPORTS as at 21 October 2009

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
-- = Became a Member during the reporting period. No report submitted.

MEMBER	1 July-31 December 2008 (G/ADP/N/180)	1 January–30 June 2009 (G/ADP/N/188)
Albania	N	none
Angola	N	none
Antigua and Barbuda	none	none
Argentina	X	X
Armenia	none	none
Australia	X	X
Bahrain	none	none
Bangladesh	none	none
Barbados	N	N
Belize	N	none
Benin	none	none
Bolivia	none	none
Botswana	none	none
Brazil	X	X
Brunei Darussalam	none	none
Burkina Faso	none	none
Burundi	none	none
Cambodia	none	none
Cameroon	none	none
Canada	X	X
Cap Verde	-- ¹	none
Central African Republic	none	none
Chad	none	none

¹ Cap Verde became a Member of the WTO on 23 July 2008.

MEMBER	1 July-31 December 2008 (G/ADP/N/180)	1 January–30 June 2009 (G/ADP/N/188)
Chile	X	X
China	X	X
Colombia	X	X
Congo	none	none
Costa Rica	N ²	X
Côte d'Ivoire	none	none
Croatia	N	none
Cuba	N	N
Democratic Republic of the Congo	none	none
Djibouti	none	none
Dominica	none	none
Dominican Republic	N	N
Ecuador	N	N
Egypt	X	X
El Salvador	N	none
European Communities	X	X
Fiji	none	none
Former Yugoslav Republic of Macedonia	none	N
Gabon	none	none
The Gambia	none	none
Georgia	N	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

² Costa Rica notified definitive measures in force in document G/ADP/N/180/CRI/Rev.1.

MEMBER	1 July-31 December 2008 (G/ADP/N/180)	1 January–30 June 2009 (G/ADP/N/188)
Hong Kong, China	N	N
Iceland	none	none
India	X	X
Indonesia	X	X
Israel	X	none
Jamaica	N ³	none
Japan	X	N ⁴
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	none	none
Malawi	none	none
Malaysia	X	X
Maldives	none	none
Mali	none	none
Mauritania	none	none
Mauritius	N	none
Mexico	X	X
Moldova	none	none
Mongolia	none	none
Morocco	N	N
Mozambique	none	none
Myanmar	none	none
Namibia	none	none

³ Jamaica notified definitive measures in force in document G/ADP/N/180/JAM.

⁴ Japan notified definitive measures in force in document G/ADP/N/188/JPN.

MEMBER	1 July-31 December 2008 (G/ADP/N/180)	1 January–30 June 2009 (G/ADP/N/188)
Nepal	none	none
New Zealand	X	X
Nicaragua	N	N
Niger	none	none
Nigeria	N	N
Norway	N	N
Oman	N	none
Pakistan	X	X
Panama	N	none
Papua New Guinea	none	none
Paraguay	N ⁵	N ⁶
Peru	X	X
Philippines	N ⁷	N ⁸
Qatar	none	none
Rwanda	none	none
Saint Kitts & Nevis	none	none
Saint Lucia	none	none
Saint Vincent & the Grenadines	none	none
Saudi Arabia	N	none
Senegal	none	none
Sierra Leone	none	none
Singapore	N	none
Solomon Islands	none	none
South Africa	X	X
Sri Lanka	none	none
Suriname	N	none
Swaziland	none	none
Switzerland	N	N

⁵ Paraguay notified definitive duties in force in document G/ADP/N/180/PRY.

⁶ Paraguay notified definitive duties in force in document G/ADP/N/188/PRY.

⁷ Philippines notified definitive duties in force in document G/ADP/N/180/PHL.

⁸ Philippines notified definitive duties in force in document G/ADP/N/188/PHL.

MEMBER	1 July-31 December 2008 (G/ADP/N/180)	1 January–30 June 2009 (G/ADP/N/188)
Chinese Taipei	N ⁹	N ¹⁰
Tanzania	none	none
Thailand	X	X
Togo	none	none
Tonga	none	none
Trinidad and Tobago	N ¹¹	N ¹²
Tunisia	none	none
Turkey	X	X
Uganda	none	none
Ukraine	X	X
United Arab Emirates	none	none
United States	X	X
Uruguay	none	none
Venezuela	N	none
Viet Nam	none	none
Zambia	none	none
Zimbabwe	none	none

⁹ Chinese Taipei notified definitive duties in force in document G/ADP/N/180/TPKM.

¹⁰ Chinese Taipei notified definitive duties in force in document G/ADP/N/188/TPKM.

¹¹ Trinidad and Tobago notified definitive duties in force in document G/ADP/N/180/TTO.

¹² Trinidad and Tobago notified definitive duties in force in document G/ADP/N/188/TTO/Rev.1.

ANNEX C

Summary of Anti-Dumping Actions as reported in Semi-Annual Reports of Members – G/ADP/N/180/... & G/ADP/N/188/...
(1 July 2008-30 June 2009)
as at 21 October 2009

Initiations ¹			Provisional Measures ² (negative preliminary determinations and affirmative preliminary determinations where no measures imposed are not included)			Definitive Duties (negative determinations not included) ³			Price Undertakings		Revoca- tions notified ⁴	Measures in force on 30 June 2009 (definitive duties and price undertakings) ⁵
Total	Countries ⁶ involved		Total	Countries ⁶ involved		Total	Countries ⁶ involved		Total	Countries ⁶ involved		
25	ARGENTINA		15			5			3		7	71
	BRA-4	CHN-14	DEU-1		BRA-2	CHN-8	DEU-1		CHN-3	DEU-1		URY-1
	IND-2	IDN-1	PRY-1		IDN-1	PER-1	ROU-1		URY-1			DEU-1
	CHE-1	TPKM-1			THA-1							BRA-1
6	AUSTRALIA		3			4			0		10	28
	CAN-1	CHN-2	DEU-1		CHN-1	DEU-1	GRC-1		CHN-2	IDN-1	GRC-1	
	MYS-1	USA-1										
17	BRAZIL		12			16			0		6	68
	ARG-1	AUT-1	CHL-1		AUT-2	CHN-3	IND-1		AUT-1	BGD-1	CHN-4	
	CHN-7	ECU-1	IND-1		IDN-2	TPKM-2	THA-1		FIN-1	IND-2	IDN-1	
	IDN-1	PER-1	TPKM-1		USA-1				KOR-1	TPKM-1	THA-2	
	THA-1	USA-1							USA-2			
4	CANADA		4			3			0		1	40
	CHN-3	VNM-1			CHN-3	VNM-1			CHN-3			
0	CHILE		1			1			0		0	1
					ARG-1				ARG-1			

¹ Initiations of original investigations.

² New provisional measures in original investigations.

³ New definitive measures in original investigations.

⁴ Includes measures notified as having been fully or partially revoked, and as having lapsed.

⁵ Certain of the measures in force were notified as having been fully or partially suspended.

⁶ "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.

Initiations ¹			Provisional Measures ² (negative preliminary determinations and affirmative preliminary determinations where no measures imposed are not included)			Definitive Duties (negative determinations not included) ³			Price Undertakings		Revocations notified ⁴	Measures in force on 30 June 2009 (definitive duties and price undertakings) ⁵
Total	Countries ⁶ involved		Total	Countries ⁶ involved		Total	Countries ⁶ involved		Total	Countries ⁶ involved		
25	CHINA		12			2			0		10	106
	EEC-3	FRA-1	IDN-2		EEC-1	FRA-1	ITA-1		KOR-1	THA-1		
	ITA-1	KOR-2	MYS-1		KOR-2	SAU-1	TPKM-2					
	NZL-1	RUS-2	SAU-2		THA-1	GBR-1	USA-2					
	TPKM-3	THA-2	GBR-1									
	USA-4											
3	COLOMBIA		3			2			0		0	12
	BRA-1	CHN-2			BRA-1	CHN-2		CHN-2				
2	COSTA RICA		0			0			0		0	2
	BRA-1	SLV-1										
0	EGYPT		0			1			0		2	27
						CHN-1						
11	EUROPEAN COMMUNITIES		10			9			1		7	144
	ARM-1	BLR-1	BRA-1		ARM-1	BRA-1	CHN-6		BLR-1	CHN-7	RUS-1	
	CHN-4	THA-1	TUR-1		MDA-1	USA-1					CHN-1	
	UKR-1	USA-1										
59	INDIA		38			30					8	191
	AUS-1	BLR-1	CHN-17		BLR-1	CHN-12	EEC-2		CHN-10	EEC-1	HKG-1	
	EEC-2	HKG-1	IDN-3		HKG-2	IDN-1	JPN-1		IDN-2	IRN-1	KOR-4	
	IRN-2	ISR-1	JPN-2		KOR-3	MYS-2	NZL-1		MYS-2	TPKM-3	THA-2	
	KAZ-1	KOR-3	MYS-3		ZAF-1	LKA-2	TPKM-3		TUR-1	ARE-1	VNM-2	
	OMN-1	PHL-1	ROU-1		THA-4	USA-1	VNM-2					
	RUS-2	SAU-2	SGP-2									
	ZAF-2	TPKM-1	THA-6									
	TUR-1	UKR-1	USA-1									
	VNM-1											
12	INDONESIA		1			0			0		3	15
	AUS-1	CHN-3	IND-1		THA-1							
	KOR-1	MYS-2	LKA-1									
	TPKM-2	TUR-1										
0	ISRAEL		1			0			0		1	NR
				CHN-1								
0	JAPAN		0			4			0		0	6
						AUS-1	CHN-1	ZAF-1				
						ESP-1						

Initiations ¹			Provisional Measures ² (negative preliminary determinations and affirmative preliminary determinations where no measures imposed are not included)			Definitive Duties (negative determinations not included) ³			Price Undertakings		Revoca- tions notified ⁴	Measures in force on 30 June 2009 (definitive duties and price undertakings) ⁵
Total	Countries ⁶ involved		Total	Countries ⁶ involved		Total	Countries ⁶ involved		Total	Countries ⁶ involved		
1	KOREA		5			14			0		0	43
	USA-1			CHN-1	MYS-1	TPKM-1		CAN-1	CHN-4	IND-1		
				THA-1	USA-1			IDN-1	JPN-1	MYS-1		
							RUS-1	SGP-1	TPKM-1			
							THA-1	USA-1				
0	MALAYSIA		0			0			0		0	12
2	MEXICO		2			1					19	45
	CHN-1	GBR-1		CHN-1	GBR-1		CHN-1					
0	NEW ZEALAND		0			0			0		0	13
17	PAKISTAN		2			1			0		1	25
	BEL-1	BRA-1	CHN-3		CHN-1	KOR-1		CHN-1				
	FRA-1	DEU-1	IDN-2									
	KOR-3	MYS-1	NLD-1									
	TPKM-2	USA-1										
0	PARAGUAY		0			0			0		*	1
1	PERU		3			0			0		5	28
	CHN-1			CHN-1	MEX-1	VNM-1						
0	PHILIPPINES		0			0			0		0	1
4	SOUTH AFRICA		3			1			0		14	41
	CHN-2	MYS-1	USA-1		CHN-1	MYS-1	SWE-1		SWE-1			
0	CHINESE TAIPEI		0			0			0		0	5

Initiations ¹			Provisional Measures ² (negative preliminary determinations and affirmative preliminary determinations where no measures imposed are not included)			Definitive Duties (negative determinations not included) ³			Price Undertakings		Revocations notified ⁴	Measures in force on 30 June 2009 (definitive duties and price undertakings) ⁵
Total	Countries ⁶ involved		Total	Countries ⁶ involved		Total	Countries ⁶ involved		Total	Countries ⁶ involved		
0	THAILAND		3			2			0		1	23
				CHN-2	CZE-1		CHN-1	CZE-1				
0	TRINIDAD AND TOBAGO		0			0			0		*	2
13	TURKEY		0			16			0		1	110
	BGR-1	CHN-3	HKG-2				CAN-1	CHN-8	IND-1			
	IDN-1	IRN-1	ISR-1				IDN-2	MYS-1	THA-1			
	ITA-1	KWT-1	SAU-2				USA-1	VNM-1				
6	UKRAINE		0			0			0		4	19
	BRA-1	CHN-1	DEU-1									
	ESP-1	GBR-1	USA-1									
9	UNITED STATES		16			31			0		5	248
	CHN-5	IND-1	IDN-1		CAN-1	CHN-10	IND-2		AUS-1	BRA-1	CAN-1	
	TPKM-1	VNM-1			KOR-1	ZAF-1	VNM-1		CHN-19	DEU-2	IND-1	
								KOR-1	MEX-1	ZAF-1		
							TPKM-1	ARE-1	VNM-1			
217	TOTAL		134			143			4		105	1327

* -- No separate table provided.

NR – Not reported.

LIST OF ABBREVIATIONS USED IN ANNEX C

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

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 2008–30 June 2009 as at 21 October 2009

<i>Importing Member</i>	<i>Provisional Measures, as reported in G/ADP/N/180 & G/ADP/N/188</i>	<i>Final Measures (including undertakings), as reported in G/ADP/N/180 & G/ADP/N/188</i>	<i>Provisional and Final Measures, as reported in G/ADP/N/180 & G/ADP/N/188 TOTAL</i>	<i>Preliminary and Final Actions Notified, as indicated in G/ADP/N/... Series¹</i>
<i>Argentina</i>	15	8	23	85
<i>Australia</i>	3	4	7	28
<i>Brazil</i>	12	16	28	47
<i>Canada</i>	4	3	7	34
<i>Chile</i>	1	1	2	2
<i>China</i>	12	2	14	36
<i>Colombia</i>	3	2	5	0
<i>Egypt</i>	0	1	1	1
<i>European Communities</i>	10	10	20	115
<i>India</i>	38	30	68	0
<i>Indonesia</i>	1	0	1	0
<i>Israel</i>	1	0	1	0
<i>Japan</i>	0	4	4	4
<i>Korea</i>	5	14	19	22
<i>Mexico</i>	2	1	3	38
<i>New Zealand</i>	0	0	0	1
<i>Pakistan</i>	2	1	3	26
<i>Peru</i>	3	0	3	8
<i>South Africa</i>	3	1	4	18
<i>Thailand</i>	3	2	5	3
<i>Turkey</i>	0	16	16	37
<i>Ukraine</i>	0	0	0	11
<i>United States</i>	16	31	47	379
Totals - 1 July 2008-30 June 2009	134	147	281	895

¹ The data shown in this column reflect the total numbers of all notified actions (of all types) that pertain to the reporting period, as reported in documents G/ADP/N/175, G/ADP/N/176, G/ADP/N/177, G/ADP/N/178, G/ADP/N/179, G/ADP/N/181, G/ADP/N/182, G/ADP/N/183, G/ADP/N/184, G/ADP/N/185, G/ADP/N/186, G/ADP/N/187, G/ADP/N/189, G/ADP/N/190, and G/ADP/N/191.

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 fulfilled¹ as at 21 October 2009

Canada

Excerpted from document G/ADP/N/180/CAN, page 4:

"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 document G/ADP/N/180/EEC, page 7:

(**) 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 "某某" 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."

United States

Excerpted from document G/ADP/N/180/USA, page 32 and G/ADP/N/188/USA, page 5:

" 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, several respondent companies took advantage of this opportunity."

China, Israel, Mexico, New Zealand

Excerpted from document G/ADP/N/180/CHN

Excerpted from document G/ADP/N/180/ISR

Excerpted from document G/ADP/N/180/MEX and G/ADP/N/188/MEX

Excerpted from document G/ADP/N/180/NZL

¹ Pursuant to the recommendation in G/ADP/9, adopted by the Committee on 27 November 2002.

Basis for determination codes:

LDC - Treatment having regard to Article 15 of the Agreement.

South Africa

Excerpted from document G/ADP/N/180/ZAF and G/ADP/N/188/ZAF/Rev.1

Basis for determination codes:

LDC - Treatment having regard to Article 15 of the Agreement and decisions of the Committee.
