



6 April 2018

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**Council for Trade in Goods
Committee on Safeguards**

Original: English

**IMMEDIATE NOTIFICATION UNDER ARTICLE 12.5 OF THE AGREEMENT
ON SAFEGUARDS TO THE COUNCIL FOR TRADE IN GOODS OF
PROPOSED SUSPENSION OF CONCESSIONS AND OTHER
OBLIGATIONS REFERRED TO IN PARAGRAPH 2
OF ARTICLE 8 OF THE AGREEMENT
ON SAFEGUARDS**

JAPAN

The following communication, dated 6 April 2018, is being circulated at the request of the Delegation of Japan.

Pursuant to Article 12.5 of the Agreement on Safeguards, and in accordance with the agreed format for notifications (G/SG/1, 1 July 1996; amended 19 October 2009, G/SG/1/Rev.1-G/SG/N/6/Rev.1-G/SG/89), the Government of Japan provides the immediate notification to the Council for Trade in Goods of proposed suspension of concessions and other obligations referred to in paragraph 2 of Article 8 of the Agreement on Safeguards.

1. Which Member is proposing suspension of concessions and other obligations referred to in Article 8.2 of the Agreement on Safeguards

Japan.

2. Specify the measure, the product subject to the measure, the WTO document that notified the safeguard measure, and the Member imposing the measure in relation to which the Member is proposing suspension of concessions and other obligations referred to in Article 8.2 of the Agreement on Safeguards

The measure imposed by the United States is a definitive safeguard measure on imports of crystalline silicon photovoltaic cells (whether or not partially or fully assembled into other products). This measure was notified in WTO document G/SG/N/8/USA/9 (dated 4 October 2017) and its subsequent supplements.¹

3. Describe the proposed suspension of concessions and other obligations referred to in Article 8.2 of the Agreement on Safeguards and the proposed date from which it will come into effect

The proposed suspension of substantially equivalent concessions and other obligations under GATT 1994 to the trade with the United States takes the form of an increase in duty on selected products originating in the United States. Details of the said suspension of concessions will be provided to the Council for Trade in Goods before the suspension of concessions is applied.

Without prejudice to the effective exercise of its right to suspend substantially equivalent concessions or other obligations referred to in Article 8.2 of the Agreement on Safeguards, the Government of Japan reserves its right to effectuate the proposed suspension not earlier than

¹ G/SG/N/8/USA/9/Suppl.3 (dated 8 January 2018), and G/SG/N/8/USA/9/Suppl.4-G/SG/N/10/USA/7-G/SG/N/11/USA/6 (dated 26 January 2018).

7 February 2021, or the fifth day following the date of a decision from the WTO Dispute Settlement Body that the safeguard measure imposed by the United States is not in conformity with the WTO Agreement, whichever is earlier. The Suspension will continue to apply until the United States' safeguard measure is lifted.
