

WORLD TRADE ORGANIZATION

G/L/861
30 October 2008

(08-5262)

REPORT (2008) 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/830), that is, 24 October 2007 – 28 October 2008 (hereinafter "the review period"). During the review period, the Committee held two regular meetings, on 28 April 2008 and 27-28 October 2008 (G/ADP/M/34 + Corr.1 + Suppl.1, and G/ADP/M/35, respectively).
4. As of the beginning of the review period, Mr. Gareth Meyer (Australia) was Chair, and Ms Gabriella Wurcel (Israel) was Vice Chair, of the Committee. At its April 2008 meeting, the Committee elected Mr. Jorge Huerta-Goldman (Mexico) as Chair, and Mr. Pasquale De Micco (Italy) as Vice Chair. Pursuant to the Committee's rules of procedure, Mr. Huerta-Goldman and Mr. De Micco 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 28 October 2008, 98 Members had notified the Committee regarding their domestic anti-dumping legislation.¹ Of these 98 Members, 28 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-eight 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(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: Albania, China, Costa Rica, Egypt, El Salvador, Guatemala, Nicaragua and Ukraine. The Committee also continued its review of previously-reviewed legislative notifications submitted by the following Members: Albania, Canada, China, Costa Rica, European Communities, Guatemala, and the United States. 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.

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

8. **Semi-annual reports for the period 1 July-31 December 2007 pursuant to Article 16.4.** As of 28 October 2008, 23 Members² had submitted semi-annual reports of actions taken during this period. Thirty Members had notified the Committee that they had not taken any anti-dumping actions during this period. The remaining 71³ Members had not submitted a notification in this regard. These semi-annual reports were circulated in document series G/ADP/N/166/.... At the Committee's regular meeting in April 2008, 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.

9. **Semi-annual reports for the period 1 January-30 June 2008 pursuant to Article 16.4.** As of 28 October 2008, 21 Members had submitted semi-annual reports of actions taken during this period.⁴ Thirty Members had notified the Committee that they had not taken any anti-dumping actions during this period. The remaining 74⁵ Members had not submitted a notification in this regard. These semi-annual reports were circulated in document series G/ADP/N/173/.... At the Committee's regular meeting in October 2008, the Chair again pointed out 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. 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. None of these Members' previously-submitted separate notifications of legislation are listed in this report. See documents G/ADP/N/1/EEC/2/Suppl.6 and .../Suppl.8 for information on the current status of the laws and regulations of these Members.

² The European Communities is counted as one Member.

³ Ukraine and Cap Verde are not included in this figure, reflecting the fact that they became WTO Members on 16 May 2008 and 23 July 2008, respectively.

⁴ The European Communities is counted as one Member.

⁵ Ukraine is included in this figure, but Cap Verde is not, reflecting the fact that they became WTO Members on 16 May 2008 and 23 July 2008, respectively.

10. A table summarizing new anti-dumping actions taken by Members as reported in their semi-annual reports for the period 1 July 2007 - 30 June 2008 is reproduced in Annex C to this report.

11. **Draft revised semi-annual report format.** At the Committee's April 2008 regular meeting, the Chair reported on his contacts with delegations in respect of the draft revised format for semi-annual reports that remained pending before the Committee. At the Committee's October 2008 meeting, the Chair reported that in his latest contacts with delegations, although one Member had reiterated its grave systemic concerns over the revised format, that Member would not oppose the adoption of the revised format. The Committee adopted the revised format.⁶

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, Egypt, European Communities, India, Japan, Korea, Mexico, New Zealand, Pakistan, Paraguay, South Africa, Thailand, Turkey, Ukraine, and United States as indicated in documents G/ADP/N/164, G/ADP/N/165, G/ADP/N/167, G/ADP/N/168, G/ADP/N/169, G/ADP/N/170, G/ADP/N/171, G/ADP/N/172, G/ADP/N/174, G/ADP/N/175, G/ADP/N/176, and G/ADP/N/177.⁷

13. The Committee reviewed the notifications of preliminary and final actions at its regular meetings in April and October 2008. The questions raised concerning these reports can be found in the minutes of the meetings and in document series G/ADP/Q2/... . 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 2006 clarified the kinds of actions to be notified and the information to be submitted. Questions raised concerning these notifications can be found in the minutes of the meetings and in document series G/ADP/Q2/... . 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 2008 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.⁸ 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.⁹

⁶ The format was subsequently circulated as G/ADP/1/Rev.1.

⁷ After the circulation of G/ADP/N/177 an additional report was received from Peru, which will be listed in the next document in this series, G/ADP/N/178.

⁸ Questions and/or statements were circulated in the following documents: G/ADP/W/467 and G/ADP/W/468.

⁹ This report was circulated in document G/ADP/17.

VI. WORKING GROUP ON IMPLEMENTATION

15. The Working Group on Implementation held two regular meetings during the period under review, back-to-back with the Committee's regular meetings in April and October 2008.

16. At its meeting in April 2008, the Working Group decided not to continue discussing for the time being the issue of the conduct of verifications, in the light of the proposal on this issue in the 30 November 2007 draft text issued by the Chair of the Negotiating Group on Rules. The Group also discussed a submission on "Foreign exchange fluctuations – Article 2.4.1"¹⁰ and one on "Export prices to third countries or constructed normal value - Article 2.2"¹¹. The Chair encouraged Members that had not done so to submit papers on the four topics actively under discussion, which in addition to the two mentioned above, were "Judicial, arbitral or administrative review – Article 13", and "How do Members determine whether there has been a significant price undercutting by the dumped imports?".

17. At its meeting in October 2008, the Working Group continued discussions on "Export prices to third countries or constructed normal value - Article 2.2", with one delegation providing answers to questions posed by Members in respect of its submission¹² during the Group's April meeting. The Group also discussed a paper submitted on "How do Members determine whether there has been a significant price undercutting by the dumped imports?"¹³, with a number of Members posing questions about the paper. The Chair invited Members to submit papers on the four topics, mentioned in the paragraph above, which were open for discussion, and/or to propose new topics for discussion.

VII. INFORMAL GROUP ON ANTI-CIRCUMVENTION

18. The Informal Group on Anti-Circumvention held two meetings during the reporting period, back-to-back with the April and October 2008 regular meetings of the Committee. The Group continued to discuss, taking into account a summary of the discussion prepared by the Secretariat, the issue of the bundling of invoices, which had been raised in a previous submission by a Member. At its October 2008 meeting, some Members of the Group raised additional comments on this issue. 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.

VIII. OTHER ITEMS DISCUSSED BY THE COMMITTEE

INVESTIGATION BY PERU FOR THE APPLICATION OF ANTI-DUMPING DUTIES ON IMPORTS OF PORTLAND CEMENT (GREY) ORIGINATING IN THE DOMINICAN REPUBLIC – ITEM REQUESTED BY THE DOMINICAN REPUBLIC

19. At the Committee's October 2008 regular meeting, the Dominican Republic raised questions (subsequently circulated in document G/ADP/Q2/PER/3) concerning this investigation. The delegation of Mexico made an oral statement concerning this investigation. The delegation of Peru provided an oral reply at the meeting.

¹⁰ G/ADP/AHG/W/177.

¹¹ G/ADP/AHG/W/178/Rev.1, submitted by the European Communities.

¹² Id.

¹³ G/ADP/AHG/W/179, submitted by New Zealand.

IX. OTHER BUSINESS

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

-- Brazil – Milk Powder – Statement by New Zealand. The delegation of Brazil presented an oral reply at the meeting.

ANNEX A
ANTI-DUMPING LEGISLATION NOTIFICATIONS
as at 28 October 2008

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/1 *
Bangladesh	G/ADP/N/1/BGD/1+Corr.1 (English only)
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 *
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
Cap 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 Cap Verde became a Member of WTO on 23 July 2008.

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/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 + Rev.1/Suppl.1
El Salvador	G/ADP/N/1/SLV/3
European Communities	G/ADP/N/1/EEC/2+Corr.1, +Suppls.1+Corr.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/2
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
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 (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/3
Oman	G/ADP/N/1/OMN/1 *
Pakistan	G/ADP/N/1/PAK/2 + Suppls.1 & 2
Panama	G/ADP/N/1/PAN/2
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 *
Rwanda	none
Saint Kitts & Nevis	none
Saint Lucia	G/ADP/N/1/LCA/1
Saint Vincent & Grenadines	none
Saudi Arabia	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) + 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 ⁴	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
Uruguay	G/ADP/N/1/URY/2 + Suppl.1
Venezuela	G/ADP/N/1/VEN/1 + Suppls.1 & 2
Vietnam	none
Zambia	G/ADP/N/1/ZMB/1
Zimbabwe	G/ADP/N/1/ZWE/2 + Suppl.1

⁴ Ukraine became a Member of the WTO on 16 May 2008.

ANNEX B
SEMI-ANNUAL REPORTS
as at 28 October 2008

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 2007 (G/ADP/N/166)	1 January–30 June 2008 (G/ADP/N/173)
Albania	N	N
Angola	N	N
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	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	not applicable ¹	not applicable ¹
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 2007 (G/ADP/N/166)	1 January–30 June 2008 (G/ADP/N/173)
Chile	N ²	X
China	X	X
Colombia	X	X
Congo	none	none
Costa Rica	X	N ³
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	N
Ecuador	N	N
Egypt	X	X
El Salvador	N	N
European Communities	X	X
Fiji	none	none
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

² Chile notified definitive measures in force in document G/ADP/N/166/CHL.

³ Costa Rica notified definitive measures in force in document G/ADP/N/173/CRI.

MEMBER	1 July-31 December 2007 (G/ADP/N/166)	1 January–30 June 2008 (G/ADP/N/173)
Honduras	N	N
Hong Kong, China	N	N
Iceland	none	none
India	X	X
Indonesia	X	X
Israel	X	X
Jamaica	N ⁴	N ⁵
Japan	X	X
Jordan	N	N
Kenya	none	none
Korea, Republic of	X	X
Kuwait	none	none
Kyrgyz Republic	none	none
Lesotho	none	none
Liechtenstein	none	none
Macao, China	N	N
Madagascar	none	N
Malawi	none	none
Malaysia	N ⁶	N ⁷
Maldives	none	none
Mali	none	none
Mauritania	none	none
Mauritius	none	none
Mexico	X	X
Moldova	none	none
Mongolia	none	none
Morocco	none	none
Mozambique	none	none

⁴ Jamaica notified definitive measures in force in document G/ADP/N/166/JAM.

⁵ Jamaica notified definitive measures in force in document G/ADP/N/173/JAM.

⁶ Malaysia notified definitive measures in force in document G/ADP/N/166/MYS.

⁷ Malaysia notified definitive measures in force in document G/ADP/N/173/MYS.

MEMBER	1 July-31 December 2007 (G/ADP/N/166)	1 January–30 June 2008 (G/ADP/N/173)
Myanmar	none	none
Namibia	none	none
Nepal	none	none
New Zealand	X	N ⁸
Nicaragua	N	N
Niger	none	none
Nigeria	N	N
Norway	N	N
Oman	none	none
Pakistan	N ⁹	N ¹⁰
Panama	N	N
Papua New Guinea	none	none
Paraguay	N ¹¹	none
Peru	X	X
Philippines	N	N
Qatar	N	none
Rwanda	none	none
Saint Kitts & Nevis	none	none
Saint Lucia	N	N
Saint Vincent & the Grenadines	none	none
Saudi Arabia	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

⁸ New Zealand notified definitive measures in force in document G/ADP/N/173/NZL.

⁹ Pakistan notified definitive measures in force in document G/ADP/N/166/PAK.

¹⁰ Pakistan notified definitive measures in force in document G/ADP/N/173/PAK.

¹¹ Paraguay notified definitive measures in force in document G/ADP/N/166/PRY.

MEMBER	1 July-31 December 2007 (G/ADP/N/166)	1 January–30 June 2008 (G/ADP/N/173)
Swaziland	none	none
Switzerland	N	N
Chinese Taipei	X	X
Tanzania	none	none
Thailand	X	X
Togo	none	none
Tonga	-- ¹²	none
Trinidad and Tobago	X	N ¹³
Tunisia	N	N
Turkey	X	X
Uganda	none	none
Ukraine	not applicable	-- ¹⁴
United Arab Emirates	none	none
United States	X	X
Uruguay	none	none
Venezuela	none	none
Viet Nam	none	none
Zambia	none	none
Zimbabwe	N	none

¹² Tonga became a Member of the WTO on 27 July 2007.

¹³ Trinidad and Tobago notified definitive measures in force in document G/ADP/N/173/TTO.

¹⁴ Ukraine became a Member of the WTO on 16 May 2008.

ANNEX C

Summary of Anti-Dumping Actions as reported in Semi-Annual Reports of Members – G/ADP/N/166/... & G/ADP/N/173/...
(1 July 2007-30 June 2008)
as at 28 October 2008

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 2008 (definitive duties and price undertakings) ⁵	
Total	Countries ⁶ involved		Total	Countries ⁶ involved		Total	Countries ⁶ involved		Total	Countries ⁶ involved			
15	ARGENTINA		3			7			2		0	69	
	BRA-2	CHN-8	DEU-1		BRA-1	CHN-2			AUT-1	BRA-2	CAN-1		
	IDN-1	PER-1	ROU-1					CHN-1	JPN-1	SWE-1		SWE-1	
	THA-1												
5	AUSTRALIA		0			0			0		8	36	
	IDN-1	CHN-2	GRC-1										
	THA-1												
15	BRAZIL		6			11			2		7	56	
	AUT-1	BGD-1	CHN-5		CHN-1	EEC-1	DEU-1		CHN-7	EEC-1	DEU-1		
	FIN-1	IND-1	IDN-1		IND-1	THA-1	USA-1		USA-2			USA-1	
	KOR-1	TPKM-1	THA-1										
	USA-2												
3	CANADA		2		CHN-2			1	CHN-1		0	6	38
	CHN-3												
1	CHILE		0			0			0		1	0	
	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		Revoca- tions notified ⁴	Measures in force on 30 June 2008 (definitive duties and price undertakings) ⁵					
Total	Countries ⁶ involved		Total	Countries ⁶ involved		Total	Countries ⁶ involved		Total	Countries ⁶ involved							
2	CHINA		7	KOR-1	THA-1		JPN-2	KOR-1	SGP-2		JPN-3	KOR-2	SGP-3		TPKM-1	6	110
	KOR-1	THA-1					TPKM-2				TPKM-3						
4	COLOMBIA		0				4					0		*	10		
	CHN-4										CHN-4						
0	COSTA RICA		0				1					0		0	2		
								CHL-1									
1	EGYPT		0				3					0		6	28		
	CHN-1								CHN-1	IND-1	KOR-1						
19	EUROPEAN COMMUNITIES		11				15					0		19	143		
	BLR-1	BOS-1	CHN-10				CHN-5	EGY-1	IND-1		CHN-6	EGY-1	IND-1				
	KOR-1	MDA-1	NOR-1				KAZ-1	MKD-1	RUS-1		KAZ-2	MKD-1	RUS-1				
	RUS-1	TPKM-1	TUR-1				ZAF-1				ZAF-1	TPKM-1	USA-1				
	USA-1																
44	INDIA		13				32					0		22	169		
	CHN-10	EEC-1	HKG-1				CHN-3	IRN-1	KOR-3		BGR-1	CHN-7	EEC-1				
	IDN-1	IRN-1	ISR-1				MYS-1	TPKM-1	THA-1		IDN-1	JPN-2	KOR-4				
	KOR-5	MYS-5	NZL-1				USA-1	UAE-1	VNM-1		MYS-2	SGP-3	ZAF-1				
	RUS-1	LKA-2	TPKM-2								CHE-1	TPKM-4	THA-2				
	THA-7	TUR-1	UAE-1								USA-3						
	USA-1	VNM-3															
1	INDONESIA		0				5					0		*	20		
	THA-1								CHN-1	IND-1	RUS-1						
									TPKM-1	THA-1							
1	ISRAEL		0				1					0		4	4		
	CHN-1								CHN-1								
0	JAPAN		4				0					0		0	2		
				AUS-1	CHN-1	ZAF-1											
				ESP-1													
0	JAMAICA		0				0					0		0	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 2008 (definitive duties and price undertakings) ⁵
Total	Countries ⁶ involved		Total	Countries ⁶ involved		Total	Countries ⁶ involved		Total	Countries ⁶ involved		
19	TURKEY		0			3			0		9	93
	CAN-1	CHN-7	IND-1				CHN-2	SAU-1				
	IDN-3	MYS-3	ROU-1									
	THA-1	USA-1	VNM-1									
3	UKRAINE		0			4					0	21
	CHN-2	KOR-1					CHN-1	RUS-2	TUR-1			
36	UNITED STATES		27			3			1		20	220
	AUS-1	BRA-1	CAN-1			AUS-1	BRA-1	CHN-12			ARG-1	
	CHN-18	FRA-1	DEU-2			FRA-1	DEU-2	IND-1			CHN-1	TUR-1
	IND-1	KOR-3	MEX-1			JPN-1	KOR-2	MEX-1				
	ZAF-1	TPKM-1	THA-1			TPKM-1	THA-1	TUR-1				
	TUR-1	UAE-2	VNM-1			UAE-2						
189	TOTAL		91			110			8		130	1,287

* -- 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 2007–30 June 2008
as at 28 October 2008**

<i>Importing Member</i>	<i>Provisional Measures, as reported in G/ADP/N/166 & G/ADP/N/173</i>	<i>Final Measures (including undertakings), as reported in G/ADP/N/166 & G/ADP/N/173</i>	<i>Provisional and Final Measures, as reported in G/ADP/N/166 & G/ADP/N/173 TOTAL</i>	<i>Preliminary and Final Actions Notified, as indicated in G/ADP/N/... Series¹</i>
<i>Argentina</i>	3	7	10	46
<i>Australia</i>	0	0	0	6
<i>Brazil</i>	6	11	17	33
<i>Canada</i>	2	1	3	16
<i>Chile</i>	0	0	0	1
<i>China</i>	7	11	18	14
<i>Colombia</i>	0	4	4	0
<i>Costa Rica</i>	0	1	1	0
<i>Egypt</i>	0	3	3	2
<i>European Communities</i>	11	15	26	132
<i>India</i>	13	32	45	0
<i>Indonesia</i>	0	5	5	0
<i>Israel</i>	0	1	1	0
<i>Japan</i>	4	0	4	4
<i>Korea</i>	12	2	14	17
<i>Mexico</i>	1	0	1	19
<i>New Zealand</i>	0	3	3	8
<i>Pakistan</i>	0	0	0	2
<i>Peru</i>	0	0	0	1
<i>South Africa</i>	5	3	8	18
<i>Thailand</i>	0	1	1	5
<i>Turkey</i>	0	3	3	3
<i>Ukraine</i>	0	4	4	4
<i>United States</i>	27	3	30	222
<i>Totals - 1 July 2007–30 June 2008</i>	91	110	201	553

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/164, G/ADP/N/165, G/ADP/N/167, G/ADP/N/168, G/ADP/N/169, G/ADP/N/170, G/ADP/N/171, G/ADP/N/172, G/ADP/N/174, G/ADP/N/175, G/ADP/N/176, and G/ADP/N/177.

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 28 October 2008

CANADA

Excerpted from document G/ADP/N/166/CAN, pages 2 and 4:

"

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)
China, P.R.	Seamless carbon or alloy steel oil and gas well casings	13.08.07	09.11.07 9% - 68% (Note 3)		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."

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

Excerpted from document G/ADP/N/173/CAN, pages 2 and 4:

"

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)
China, P.R.	Seamless carbon or alloy steel oil and gas well casings	13.08.07	09.11.07 (9% - 68%) (Note 1)	10.03.08 (37%-91%)	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/166/EEC pages 1, 2, 4, 6, and 10:

" 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)
P.R. China	Peroxo-sulphates	13.07.2006	12.04.2007	11.10.2007 (DM: 0,96%; ROD: 0,71,8% net free-at-Cty frontier price, before duty) (**)	
	Dicyan-diamide	17.8.2006		15.11.2007 (DM: 91,8%; ROD: 49,1% net free-at-Cty frontier price before duty) (**)	
	Silico-manganese	6.9.2006		5.12.2007 (DM: 60,1%; ROD: 8,2% net, free- at-Cty frontier price, before duty) (**)	
Kazakstan	Silico-manganese	6.9.2006		5.12.2007 (DM: 6,5%; ROD: 6,5% 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."

Excerpted from G/ADP/N/173/EEC, pages 1, 6 and 7:

" 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)
South Africa	Manganese dioxides	21.12.2006	18.9.2007	13.3.2008 (DM: 17,1%; ROD: 17,1% net free-at-City 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."

UNITED STATES

Excerpted from G/ADP/N/166/USA, page 24:

"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."

Excerpted from G/ADP/N/173/USA, page 45:

"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, PERU, SOUTH AFRICA

Excerpted from G/ADP/N/166/CHN/, G/ADP/N/166/ISR, G/ADP/N/166/MEX,
G/ADP/N/166/NZL, G/ADP/N/166/PER, G/ADP/N/166/ZAF, G/ADP/N/173/CHN,
G/ADP/N/173/ISR, G/ADP/N/173/MEX, G/ADP/N/173/PER, and G/ADP/N/173/ZAF.

Basis for determination codes:

LDC - Treatment having regard to Article 15 of the Agreement[, and decisions of the Committee (Peru and South Africa)], [document ADP/2 (also in column 3, where applicable) (Peru)].
