

## REPORT (2004) OF THE COMMITTEE ON SUBSIDIES AND COUNTERVAILING MEASURES

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

1. This Report covers the period since the Committee's last annual report (G/L/655), that is, 30 October 2003 to 4 November 2004 (hereinafter "the review period"). During the review period, the Committee held three regular meetings and two special meetings. The first regular meeting was held on 1 and 8 December 2003 (continuing the suspended regular meeting begun on 28 October 2003) (G/SCM/M/48); the next was held on 29 April 2004 (G/SCM/M/50) and the third was held on 4 November 2004 (G/SCM/M/52). Special meetings were held on: (i) 29 April 2004 (G/SCM/M/49); and (ii) 4 November 2004 (G/SCM/M/51). Pursuant to the Committee's decisions at its regular meeting in October 1998, the OECD and the ACP Group were invited on an *ad hoc* basis to attend these meetings.

2. As of the beginning of the review period, Ms. Olga Lozano (Colombia) was Chair and Mr. Naoshi Hirose (Japan) was Vice Chair. At its regular meeting in April 2004, the Committee elected Mr. Naoshi Hirose (Japan) as Chair of the Committee and agreed to suspend the item concerning election of Vice Chair. Upon the resumption of the item at its regular meeting on 4 November 2004, the Committee elected Mr. Mehmet Tan (Turkey) as Vice Chair.

### II. OBSERVERSHIP – INTERNATIONAL INTERGOVERNMENTAL ORGANIZATIONS

3. During the period of review, the requests of Comesa and the Gulf Organization for Industrial Consulting for observership in the Committee remained pending. These requests are the subject of ongoing consultations among Members.

### III. PERMANENT GROUP OF EXPERTS

4. The Committee is required by Article 24.3 of the Agreement on Subsidies and Countervailing Measures ("SCM Agreement" or "Agreement") to establish a Permanent Group of Experts ("PGE"). The tasks assigned to the PGE by the Agreement are to provide assistance to a Panel, on request, with regard to whether a measure is a prohibited subsidy; to provide Members with confidential advisory opinions on the nature of any subsidy proposed to be introduced or currently maintained by that Member; and to provide the Committee with advisory opinions on the existence and nature of any subsidy. As of the beginning of the period under review, the members of the Permanent Group of Experts were: Prof. Okan Aktan; Dr. Marco Bronckers; Mr. Yuji Iwasawa; Mr. Hyung-Jin Kim; and Mr. Terence P. Stewart. Dr. Bronckers' term as a member of the PGE expired in the Spring of 2004. Mr. Asger Petersen was elected to replace Dr. Bronckers to the PGE, assuming the term until the Spring of 2009.

#### IV. NOTIFICATION OF SUBSIDIES

5. 2003 new and full notifications. In accordance with Article 25.1 of the Agreement and Article XVI:1 of GATT 1994, all Members of the Committee were required to submit a new and full notification of subsidies to the Committee by 30 June 2003. As of 4 November 2004, 42<sup>1</sup> WTO Members had notified subsidies pursuant to Article 25 of the Agreement and Article XVI of GATT 1994. In addition, 15 Members had notified that they maintain no subsidies notifiable pursuant to these provisions. These notifications may be found in document series G/SCM/N/95/.... A table indicating the status of 2003 subsidy notifications is reproduced in Annex A to this Report.

6. Pursuant to the procedures agreed at its 8 May 2003 regular meeting, the Committee held two special meetings, on 29 April 2004 and 4 November 2004, to review the 2003 new and full notifications of: Antigua and Barbuda; Armenia; Australia; Barbados; Belize; Brazil; Bulgaria; Czech Republic; Canada; Chile; Colombia; Costa Rica; Croatia; Cuba; Dominica; Dominican Republic; El Salvador; European Communities; Fiji; Ghana; Grenada; Guatemala; Honduras; Hong Kong, China; Hungary; Iceland; Jamaica; Japan; Jordan; Korea; Liechtenstein; Macao, China; Madagascar; Mauritius; Morocco; Myanmar; New Zealand; Norway; Oman; Panama; Papua New Guinea; Saint Kitts and Nevis; Saint Lucia; Saint Vincent and the Grenadines; Singapore; Slovenia; South Africa; Suriname; Thailand; Turkey; United States; Uruguay; and Zambia.

7. Previous notifications. Article 25.1 of the Agreement requires that updating notifications were to be submitted by 30 June 1999, and 30 June 2000, and that new and full notifications were to be submitted by 29 June 2001 and 30 June 1998. As of 4 November 2004, 62<sup>2</sup> WTO Members had submitted 2001 new and full notifications pursuant to Article 25 of the Agreement. These notifications may be found in document series G/SCM/N/71/.... At its regular meetings in April and November 2004, the Committee continued its review of 1999 and 2000 updating notifications, and 1998 new and full notifications. See Annex B to this Report for the status of the 2001 new and full notifications.

8. Other notifications. The United States presented a request to China pursuant to Article 25.8 of the Agreement. The United States sought information from China on the nature and extent of some programmes identified in its request. The request of the United States was circulated in document G/SCM/Q2/CHN/9. The statements of Members on this issue are reflected in the minutes of the meeting held on 4 November 2004 (G/SCM/M/52).

#### V. WORKING PARTY ON SUBSIDY NOTIFICATIONS

9. The Working Party on Subsidy Notifications did not meet during the review period.

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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. This annual report includes a period both before and after the accession of these Members to the European Communities. Therefore, this report lists those Members' separate notifications, as well as the EC notifications on its own behalf, on behalf of its Membership previous to 1 May 2004 and, depending on the type and period of notification, on behalf of its new acceding members.

<sup>2</sup> *Ibid.*

## **VI. NOTIFICATION AND EXAMINATION OF COUNTERVAILING DUTY LAWS AND/OR REGULATIONS**

10. As of 4 November 2004, pursuant to Article 32.6 and in accordance with a decision by the Committee, 96 Members<sup>3</sup> had notified the Committee of their domestic countervailing duty legislation or made communications in this respect to the Committee (G/SCM/N/1 and Addenda). Thirty seven Members had not, as yet, made notifications under Article 32.6 of the Agreement. A table indicating the status of these notifications is reproduced in Annex C to this Report.

11. During the review period, the Committee reviewed the notifications regarding countervailing duty legislation of the following Members: (at the April 2004 regular meeting) Jordan and South Africa; and (at the November 2004 regular meeting) Argentina; Canada; the European Communities; Japan; and Jordan. Written questions and answers regarding these notifications may be found in documents of the G/SCM/Q1/... series.

12. During the review period, pursuant to procedures adopted by the Committee at its joint special meeting with the Committee on Anti-Dumping Practices in April 1996, the Committee also had before it for further review the previously-reviewed legislative notification of China; Mexico; and Peru.

## **VII. SEMI-ANNUAL REPORTS ON COUNTERVAILING ACTIONS**

13. Notifications for 1 July-31 December 2003. As of 4 November 2004, 11 Members had notified countervailing actions taken during the period 1 July-31 December 2003. Forty one Members had notified the Committee that they had not taken any countervailing duty action during this period. The remaining 79 Members had not submitted a notification. These semi-annual reports were circulated in document series G/SCM/N/106. The status of semi-annual reports is set out in Annex D to this Report.

14. Notifications for 1 January-30 June 2004. As of 4 November 2004, eight Members had notified countervailing actions taken during the period 1 January-30 June 2004. Forty seven Members had notified the Committee that they had not taken any countervailing action during this period. Seventy eight Members had not submitted a notification. These semi-annual reports were circulated in document series G/SCM/N/113. The status of semi-annual reports is set out in Annex D to this Report.

15. A table summarizing notifications of new countervailing duty actions taken by Members during the period 1 July 2003 to 30 June 2004 and measures in force as of 30 June 2004 is reproduced in Annex E to this Report.

## **VIII. REPORTS ON ALL PRELIMINARY OR FINAL COUNTERVAILING DUTY ACTIONS**

16. Pursuant to Article 25.11 of the Agreement, Members are to report to the Committee without delay all preliminary and final countervailing actions taken. Guidelines for the information to be contained in these reports are set forth in G/SCM/3. As of 4 November 2004, reports of preliminary and final countervailing actions had been received during the review period from: Argentina, Australia, Canada, the European Communities, Japan, Mexico, New Zealand, the United States and Venezuela (G/SCM/N/105, and 107-112, 115-116 + Corr.1, 117-119). The Committee reviewed the notifications of preliminary and final actions at its regular meetings in April and November 2004.

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<sup>3</sup> *Ibid.*

## **IX. TRANSITIONAL REVIEW OF CHINA**

17. In accordance with Paragraph 18 of the Protocol of Accession of the People's Republic of China to the WTO (WT/L/432), the Committee reviewed China's implementation of the Agreement on Subsidies and Countervailing Measures (G/SCM/M/52). The Committee agreed that its report to the Council for Trade in Goods would be prepared by the Chair on his own responsibility, and would take 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.

## **X. CONSTANT DOLLAR METHODOLOGY FOR GRADUATION FROM ANNEX VII(B) OF THE AGREEMENT**

18. In paragraph 10.1 of the Doha Ministerial Decision on Implementation-Related Issues and Concerns ("Implementation Decision") (document WT/MIN(01)/17, para. 10.1) Ministers:

"Agree[d] that Annex VII(b) to the Agreement on Subsidies and Countervailing Measures includes the Members that are listed therein until their GNP per capita reaches US \$1,000 in constant 1990 dollars for three consecutive years. This decision will enter into effect upon the adoption by the Committee on Subsidies and Countervailing Measures of an appropriate methodology for calculating constant 1990 dollars. If, however, the Committee on Subsidies and Countervailing Measures does not reach a consensus agreement on an appropriate methodology by 1 January 2003, the methodology proposed by the Chairman of the Committee set forth in G/SCM/38, Appendix 2 shall be applied. A Member shall not leave Annex VII(b) so long as its GNP per capita in current dollars has not reached US \$1000 based upon the most recent data from the World Bank."

19. Pursuant to this paragraph, as of 1 January 2003, the methodology set forth in document G/SCM/38, Appendix 2, applies. As foreseen in paragraph 10.1 of the Implementation Decision and in application of the methodology in G/SCM/38, the Secretariat circulated updated calculations in document G/SCM/110/Add. 1.

## **XI. 2004 REVISION OF THE ARRANGEMENT ON GUIDELINES FOR OFFICIALLY SUPPORTED EXPORT CREDITS - ITEM REQUESTED BY BRAZIL**

20. At the Committee's regular meeting on 29 April 2004, the delegate of Brazil addressed certain changes in the OECD *Arrangement on Guidelines for Officially Supported Export Credits* (the "*Arrangement*"). The following also took the floor under this item: Australia; Canada; Chile; Colombia; European Communities; the United States; and the OECD Secretariat. The minutes of the meeting (G/SCM/M/50) reflect the statements made.

## **XII. ARTICLE 27.4 REQUESTS FOR EXTENSION OF THE TRANSITION PERIOD FOR EXPORT SUBSIDIES AND RESERVATIONS OF RIGHTS AS MEMBERS LISTED IN ANNEX VII(B)**

### **A. ADOPTION OF DECISIONS GRANTING EXTENSIONS FOR 2004 OF THE TRANSITION PERIODS FOR THE ELIMINATION OF EXPORT SUBSIDIES UNDER ARTICLE 27.4 OF THE AGREEMENT**

21. Pursuant to Article 27.4 of the Agreement, developing country Members subject to the eight-year transition period in Article 27.2(b) for the elimination of export subsidies (which period expired 31 December 2002), had the possibility, not later than 31 December 2001, to enter into consultations with the Committee to seek extension of this transition period, if those Members deemed it necessary to apply such subsidies beyond the eight-year period.

22. Paragraph 10.6 of Implementation Decision states:

"Having regard to the particular situation of certain developing-country Members, directs the Committee on Subsidies and Countervailing Measures to extend the transition period, under the rubric of Article 27.4 of the Agreement on Subsidies and Countervailing Measures, for certain export subsidies provided by such Members, pursuant to the procedures set forth in document G/SCM/39. Furthermore, when considering a request for an extension of the transition period under the rubric of Article 27.4 of the Agreement on Subsidies and Countervailing Measures, and in order to avoid that Members at similar stages of development and having a similar order of magnitude of share in world trade are treated differently in terms of receiving such extensions for the same eligible programmes and the length of such extensions, directs the Committee to extend the transition period for those developing countries, after taking into account the relative competitiveness in relation to other developing-country Members who have requested extension of the transition period following the procedures set forth in document G/SCM/39."

23. It is recalled that during the 28 October 2003 session of its regular meeting, the Committee agreed to continue, for calendar year 2004, certain of the extensions originally granted by the Committee for calendar year 2003, but suspended its transparency and standstill review of extensions granted pursuant to the procedures in G/SCM/39 of a programme of Fiji (G/SCM/67) and a programme of Papua New Guinea (G/SCM/86), and its transparency and standstill review of extensions granted pursuant to the procedures in G/SCM/39 and paragraph 10.6 of the Implementation Decision of two programmes of Colombia (G/SCM/93-94).

24. It is also recalled that at the 1 and 8 December 2003 resumed session of the regular meeting, the Committee completed the transparency and standstill reviews of extensions granted pursuant to the procedures in G/SCM/39 of a programme of Fiji (G/SCM/67) and a programme of Papua New Guinea (G/SCM/86). The Committee then agreed to continue, for calendar year 2004, the extensions originally granted to these programmes by the Committee for calendar year 2003 (G/SCM/M/48). These extensions can be found in the following documents: Fiji (G/SCM/67/Add.1) and Papua New Guinea (G/SCM/86/Add.1). The Committee also completed the transparency and standstill reviews of the decisions pertaining to Colombia (G/SCM/93-94), pursuant to the procedures in G/SCM/39 and paragraph 10.6 of the Implementation Decision. The Committee also agreed to continue, for calendar year 2004, the extensions originally granted to these programmes by the Committee for calendar year 2003 (G/SCM/M/48). These extensions can be found in documents: Colombia (G/SCM/93/Add.1 and G/SCM/94/Add.1).

B. COMMITTEE'S REVIEW OF TRANSPARENCY AND STANDSTILL OBLIGATIONS IN THE DECISIONS IN G/SCM/50-94 AND ADDS.1 AND G/SCM/95-102 RELATING TO THE ARTICLE 27.4 PROCESS (EXTENSION OF THE TRANSITION PERIODS FOR THE ELIMINATION OF EXPORT SUBSIDIES UNDER ARTICLE 27.4 OF THE AGREEMENT)

25. At its 28 October 2003 regular meeting, the Committee agreed on the deadlines for the submission of notifications (30 June 2004) and questions (1 September 2004) and answers (6 October 2004) for the Committee's 2004 review of transparency and standstill obligations. Those notifications were circulated in document series G/SCM/N/114. Questions and answers were circulated in document series G/SCM/Q3.

26. At its November 2004 regular meeting, the Committee conducted a review of the transparency and standstill obligations contained in G/SCM/39 and in decisions in documents G/SCM/50-94 and Adds. 1 and G/SCM/95-102. The Committee completed the transparency and standstill reviews in relation to extensions granted on the basis of: (i) the procedures in G/SCM/39 in

respect of the decisions in documents G/SCM/50-92 and Add. 1; (ii) the procedures in G/SCM/39 and paragraph 10.6 of the Implementation Decision in respect of decisions in documents G/SCM/93-94 and Add. 1; and (iii) Article 27.4 alone, in respect to the decisions in documents G/SCM/95-102.

27. At this same meeting, the Committee also agreed on the deadlines for the submission of notifications (30 June 2005) and questions (1 September 2005) and answers (6 October 2005) for the Committee's 2005 review of transparency and standstill obligations.

C. COMMITTEE DECISIONS IN RESPECT OF EXTENSIONS FOR 2005 OF TRANSITION PERIODS FOR THE ELIMINATION OF EXPORT SUBSIDIES UNDER ARTICLE 27.4 OF THE AGREEMENT

28. During its November 2004 regular meeting, the Committee agreed to continue, for calendar year 2005, certain of the extensions previously granted by the Committee for calendar years 2003 and 2004. These continuations of the extensions were granted pursuant to the procedures in G/SCM/39 and can be found in the following documents: Antigua and Barbuda (G/SCM/50/Add.2-51/Add.2); Barbados (G/SCM/52/Add.2-56/Add.2); Belize (G/SCM/57/Add.2-60/Add.2); Costa Rica (G/SCM/61/Add.2-62/Add.2); Dominica (G/SCM/63/Add.2); Dominican Republic (G/SCM/64/Add.2); El Salvador (G/SCM/65/Add.2); Fiji (G/SCM/66/Add.2-68/Add.2); Grenada (G/SCM/69/Add.2-71/Add.2); Guatemala (G/SCM/72/Add.2-74/Add.2); Jamaica (G/SCM/75/Add.2-78/Add.2); Jordan (G/SCM/79/Add.2); Mauritius (G/SCM/80/Add.2-83/Add.2); Panama (G/SCM/84/Add.2-85/Add.2); Papua New Guinea (G/SCM/86/Add.2); St. Lucia (G/SCM/87/Add.2-89/Add.2); St. Kitts and Nevis (G/SCM/90/Add.2); St. Vincent and the Grenadines (G/SCM/91/Add.2); and Uruguay (G/SCM/92/Add.2).

**XIII. OTHER BUSINESS**

29. During the period of review, the following items were raised under "Other Business":

- Article 27.4 extensions of transition periods for the elimination of export subsidies: Reminder of agreed deadlines for submission of notifications and questions and answers for the Committee's review of transparency and standstill obligations in the decisions in (documents G/SCM/50-102 and 50/Add.1-94/Add.1) relating to the Article 27.4 process – Statement by the Chairperson.
- 2004 Revision of the Arrangement on Guidelines for Officially Supported Export Credits – Statement by the OECD Secretariat.
- South Africa's Motor Industry Development Programme – Statement by Australia.

**ANNEX A**

**2003 NEW AND FULL SUBSIDY NOTIFICATIONS**  
(G/SCM/N/95/...)

Member		Member		Member		Member	
Albania	None	EC*	X	Indonesia	None	Panama	X
Angola	None	Austria	X	Israel	None	Papua New Guinea	X
Antigua & Barbuda	X	Belgium	X	Jamaica	X	Paraguay	None
Argentina	X	Denmark	X	Japan	X	Peru	None
Armenia	N	Finland	X	Jordan	X	Philippines	None
Australia	X	France	X	Kenya	None	Poland	None
Bahrain	None	Germany	X	Korea	X	Qatar	None
Bangladesh	None	Greece	X	Kuwait	None	Romania	None
Barbados	X	Ireland	X	Kyrgyz Republic	None	Rwanda	None
Belize	X	Italy	X	Latvia	None	St. Kitts & Nevis	X
Benin	None	Luxembourg	X	Lesotho	None	St. Lucia	X
Bolivia	None	Netherlands	X	Liechtenstein	N	St. Vincent & Grenadines	X
Botswana	None	Portugal	X	Lithuania	None	Senegal	None
Brazil	X	Spain	X	Macao, China	N	Sierra Leone	None
Brunei Darussalam	None	Sweden	X	Madagascar	N	Singapore	N
Bulgaria	X	United Kingdom	X	Malawi	None	Slovak Republic	None
Burkina Faso	None	Ecuador	None	Malaysia	None	Slovenia	X
Burundi	None	Egypt	None	Maldives	None	Solomon Islands	None
Cambodia <sup>1</sup>	n.a.	El Salvador	X	Mali	None	South Africa	N
Cameroon	None	Estonia	None	Malta	None	Sri Lanka	None
Canada	X	Fiji	X	Mauritania	None	Suriname	N
Central African Rep.	None	Former Yugoslav Republic of Macedonia	None	Mauritius	X	Swaziland	None
Chad	None	Gabon	None	Mexico	None	Switzerland	X
Chile	X	Gambia	None	Moldova	None	Chinese Taipei	None
China	None	Georgia	None	Mongolia	N	Tanzania	None
Colombia	X	Ghana	N	Morocco	X	Thailand	X
Congo	None	Grenada	X	Mozambique	None	Togo	None
Congo, Democratic Republic of the	None	Guatemala	X	Myanmar	N	Trinidad & Tobago	None
Costa Rica	X	Guinea Bissau	None	Namibia	None	Tunisia	None
Côte d'Ivoire	None	Guinea, Rep. of	N	Nepal <sup>2</sup>	n.a.	Turkey	X
Croatia	X	Guyana	None	New Zealand	X	Uganda	None
Cuba	N	Haiti	None	Nicaragua	None	United Arab Emirates	None
Cyprus	None	Honduras	X	Niger	None	United States	X
Czech Republic	X	Hong Kong, China	N	Nigeria	None	Uruguay	X
Djibouti	None	Hungary	X	Norway	X	Venezuela	None
Dominica	X	Iceland	X	Oman	N	Zambia	N
Dominican Rep.	X	India	None	Pakistan	None	Zimbabwe	None

"N" means that the Member has indicated that it maintains no notifiable subsidies.

"X" means that the Member notified subsidies.

"None" means that no notification was submitted.

"n.a." means that, at the time when the notification was due to be submitted, the status of WTO Member had not yet been acquired.

(\*) At the time that the obligation to notify arose, Cyprus, the Czech Republic, Estonia, Hungary, Latvia, Lithuania, Malta, Poland, the Slovak Republic, and Slovenia were not yet Members of the European Communities. Therefore, these Members are not listed under the EC entry in this Annex.

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

<sup>2</sup> Became a Member on 23 April 2004.

## ANNEX B

### 2001 NEW AND FULL SUBSIDY NOTIFICATIONS (G/SCM/N/71/...)

Member		Member		Member		Member	
Albania	None	EC*	X	Indonesia	None	Panama	X
Angola	None	Austria	X	Israel	None	Papua New Guinea	X
Antigua & Barbuda	X	Belgium	X	Jamaica	X	Paraguay	N
Argentina	X	Denmark	X	Japan	X	Peru	None
Armenia <sup>1</sup>	n.a.	Finland	X	Jordan	X	Philippines	None
Australia	X	France	X	Kenya	None	Poland	None
Bahrain	None	Germany	X	Korea	X	Qatar	None
Bangladesh	None	Greece	X	Kuwait	None	Romania	None
Barbados	X	Ireland	X	Kyrgyz Republic	None	Rwanda	None
Belize	X	Italy	X	Latvia	X	St. Kitts & Nevis	X
Benin	None	Luxembourg	X	Lesotho	None	St. Lucia	X
Bolivia	X	Netherlands	X	Liechtenstein	N	St. Vincent & Grenadines	X
Botswana	N	Portugal	X	Lithuania	None	Senegal	None
Brazil	X	Spain	X	Macao, China	N	Sierra Leone	None
Brunei Darussalam	None	Sweden	X	Madagascar	None	Singapore	N
Bulgaria	X	United Kingdom	X	Malawi	X	Slovak Republic	None
Burkina Faso	None	Ecuador	None	Malaysia	None	Slovenia	X
Burundi	N	Egypt	None	Maldives	None	Solomon Islands	None
Cambodia <sup>2</sup>	n.a.	El Salvador	X	Mali	N	South Africa	None
Cameroon	None	Estonia	X	Malta	None	Sri Lanka	None
Canada	None	Fiji	X	Mauritania	None	Suriname	N
Central African Rep.	None	Former Yugoslav Republic of Macedonia <sup>4</sup>	n.a.	Mauritius	X	Swaziland	None
Chad	None	Gabon	N	Mexico	None	Switzerland	X
Chile	X	Gambia	None	Moldova <sup>5</sup>	n.a.	Chinese Taipei	X
China <sup>3</sup>	n.a.	Georgia	None	Mongolia	N	Tanzania	None
Colombia	X	Ghana	N	Morocco	None	Thailand	X
Congo	None	Grenada	X	Mozambique	None	Togo	None
Congo, Democratic Republic of the	None	Guatemala	X	Myanmar	X	Trinidad & Tobago	None
Costa Rica	X	Guinea Bissau	None	Namibia	N	Tunisia	X
Côte d'Ivoire	None	Guinea, Rep. of	None	Nepal <sup>6</sup>	n.a.	Turkey	X
Croatia	X	Guyana	None	New Zealand	X	Uganda	None
Cuba	N	Haiti	None	Nicaragua	None	United Arab Emirates	None
Cyprus	None	Honduras	X	Niger	None	United States	X
Czech Republic	None	Hong Kong, China	N	Nigeria	None	Uruguay	X
Djibouti	None	Hungary	X	Norway	X	Venezuela	None
Dominica	X	Iceland	X	Oman	None	Zambia	N
Dominican Rep.	X	India	X	Pakistan	None	Zimbabwe	N

"N" means that the Member has indicated that it maintains no notifiable subsidies.

"X" means that the Member notified subsidies.

"None" means that no notification was submitted.

"n.a." means that, at the time when the notification was due to be submitted, the status of WTO Member had not yet been acquired

(\*) At the time that the obligation to notify arose, Cyprus, the Czech Republic, Estonia, Hungary, Latvia, Lithuania, Malta, Poland, the Slovak Republic, and Slovenia were not yet Members of the European Communities. Therefore, these Members are not listed under the EC entry in this Annex.

<sup>1</sup> Became a Member on 5 February 2003.

<sup>2</sup> Became a Member on 13 October 2004.

<sup>3</sup> Became a Member on 11 December 2001.

<sup>4</sup> Became a Member on 4 April 2003.

<sup>5</sup> Became a Member on 26 July 2001.

<sup>6</sup> Became a Member on 23 April 2004.



ANNEX C

COUNTERVAILING DUTY LEGISLATION NOTIFICATIONS

MEMBER/OBSERVER	NOTIFICATION PROVIDED
Albania	None
Angola	None
Antigua and Barbuda	G/SCM/N/1/ATG/2
Argentina	G/SCM/N/1/ARG/1 + Suppl.1, 2, 3 & Suppl.3/Corr.1 + Suppl.4, 5, 6 & 7
Armenia	G/SCM/N/1/ARM/1
Australia	G/SCM/N/1/AUS/2 + Suppl.1
Bahrain	None
Bangladesh	None
Barbados	G/SCM/N/1/BRB/1
Belize	None
Benin	G/SCM/N/1/BEN/1
Bolivia	G/SCM/N/1/BOL/1 + Suppl.1
Botswana	None
Brazil	G/SCM/N/1/BRA/2 + Suppl.1
Brunei Darussalam	G/SCM/N/1/BRN/1
Bulgaria	G/SCM/N/1/BGR/1
Burkina Faso	None
Burundi	G/SCM/N/1/BUR/1
Cambodia	None
Cameroon	None
Canada	G/SCM/N/1/CAN/4
Central African Republic	None
Chad	G/SCM/N/1/TCD/1
Chile	G/SCM/N/1/CHL/2
China	G/SCM/N/1/CHN/1 + Suppl.1, 2 & 3
Colombia	G/SCM/N/1/COL/1
Congo	None
Congo, Democratic Republic of the	None
Costa Rica	G/SCM/N/1/CRI/2
Côte d'Ivoire	None
Croatia	G/SCM/N/1/HRV/1
Cuba	G/SCM/N/1/CUB/1 + Suppl.1
Cyprus*	G/SCM/N/1/CYP/2
Czech Republic*	G/SCM/N/1/CZE/2
Djibouti	None
Dominica	G/SCM/N/1/DMA/1
Dominican Republic	G/SCM/N/1/DOM/2
Ecuador	G/SCM/N/1/ECU/2
European Communities*	G/SCM/N/1/EEC/2 + Suppl.1, 2,3, 4, 5 & 6
Egypt	G/SCM/N/1/EGY/2/Rev.1
El Salvador	G/SCM/N/1/SLV/2
Estonia*	G/SCM/N/1/EST/1
Fiji	G/SCM/N/1/FJI/2
Former Yugoslav Republic of Macedonia	None
Gabon	None
Gambia	None
Georgia	G/SCM/N/1/GEO/1
Ghana	G/SCM/N/1/GHA/1
Grenada	G/SCM/N/1/GRD/2
Guatemala	G/SCM/N/1/GTM/2

MEMBER/OBSERVER	NOTIFICATION PROVIDED
Guinea Bissau	None
Guinea, Rep. of	G/SCM/N/1/GIN/1
Guyana	None
Haiti	G/SCM/N/1/HTI/1
Honduras	G/SCM/N/1/HND/2
Hong Kong, China	G/SCM/N/1/HKG/1
Hungary*	G/SCM/N/1/HUN/1
Iceland	G/SCM/N/1/ISL/1
India	G/SCM/N/1/IND/2 + Corr.1 + Suppl.1, 2 & 3
Indonesia	G/SCM/N/1/IDN/2 + Suppl.1
Israel	G/SCM/N/1/ISR/2
Jamaica	G/SCM/N/1/JAM/2
Japan	G/SCM/N/1/JPN/2 + Corr.1 & 2 + Suppl.1, 2, 3, 4 & Suppl.4/Corr.1
Jordan	G/SCM/N/1/JOR/2 + Corr.1
Kenya	G/SCM/N/1/KEN/1
Korea	G/SCM/N/1/KOR/4
Kuwait	None
Kyrgyz Rep.	G/SCM/N/1/KGZ/1
Latvia*	G/SCM/N/1/LVA/2
Lesotho	None
Liechtenstein	G/SCM/N/1/LIE/1
Lithuania*	G/SCM/N/1/LTU/1
Macao, China	G/SCM/N/1/MAC/1
Madagascar	None
Malawi	G/SCM/N/1/MWI/1
Malaysia	G/SCM/N/1/MYS/1 + Add.1
Maldives	G/SCM/N/1/MDV/2
Mali	None
Malta*	G/SCM/N/1/MLT/1
Mauritania	None
Mauritius	G/SCM/N/1/MUS/2
Mexico	G/SCM/N/1/MEX/1 + Corr.1 + Suppl.1 & Suppl.2/Corr.1
Moldova	G/SCM/N/1/MDA/1
Mongolia	G/SCM/N/1/MNG/2
Morocco	G/SCM/N/1/MAR/2 + Rev.1 (French only)
Mozambique	None
Myanmar	G/SCM/N/1/MYN/1
Namibia	G/SCM/N/1/NAM/1
Nepal	None
New Zealand	G/SCM/N/1/NZL/2 + Suppl.1
Nicaragua	G/SCM/N/1/NIC/1 + Corr.1 + Suppl.1
Niger	None
Nigeria	None
Norway	G/SCM/N/1/NOR/3
Oman	G/SCM/N/1/OMN/1
Pakistan	G/SCM/N/1/PAK/2 + Suppl.1 & 2
Panama	G/SCM/N/1/PAN/1
Papua New Guinea	None
Paraguay	G/SCM/N/1/PRY/2 + Corr.1
Peru	G/SCM/N/1/PER/2
Philippines	G/SCM/N/1/PHL/2
Poland*	G/SCM/N/1/POL/2
Qatar	G/SCM/N/1/QAT/1
Romania	G/SCM/N/1/ROM/1

MEMBER/OBSERVER	NOTIFICATION PROVIDED
Rwanda	None
Saint Kitts & Nevis	None
Saint Lucia	G/SCM/N/1/LCA/1
Saint Vincent & Grenadines	None
Senegal	G/SCM/N/1/SEN/1
Sierra Leone	None
Singapore	G/SCM/N/1/SGP/2 + Suppl. 1
Slovak Republic*	G/SCM/N/1/SVK/1
Slovenia*	G/SCM/N/1/SVN/1
Solomon Islands	None
South Africa	G/SCM/N/1/ZAF/2
Sri Lanka	G/SCM/N/1/LKA/1
Suriname	G/SCM/N/1/SUR/1
Swaziland	None
Switzerland	G/SCM/N/1/CHE/1
Chinese Taipei	G/SCM/N/1/TPKM/1 + Corr.1
Tanzania	None
Thailand	G/SCM/N/1/THA/4 + Corr.1
Togo	None
Trinidad and Tobago	G/SCM/N/1/TTO/1 + Suppl. 1
Tunisia	G/SCM/N/1/TUN/2
Turkey	G/SCM/N/1/TUR/3 + Suppl.1
Uganda	G/SCM/N/1/UGA/2
United Arab Emirates	G/SCM/N/1/ARE/1
United States	G/SCM/N/1/USA/1 + Corr.1 + Suppl.1,2,3,4,5 & 6
Uruguay	G/SCM/N/1/URY/1 + Suppl.1
Venezuela	G/SCM/N/1/VEN/1 + Suppl.1 & 2
Zambia	G/SCM/N/1/ZMB/1
Zimbabwe	G/SCM/N/1/ZWE/2 + Suppl.1

"None" means that no notification was submitted.

(\*) This annual report includes a period when Cyprus, the Czech Republic, Estonia, Hungary, Latvia, Lithuania, Malta, Poland, the Slovak Republic, and Slovenia were not member-States of the European Communities (i.e. prior to 1 May 2004), as well as a period following the accession of these countries to the European Communities. Therefore, these Members' separate notifications are listed herein. See document G/SCM/N/1/EEC/2/Suppl.6 for updated information on the current status of laws and regulations of the above-referred countries.

**ANNEX D**  
**SEMI-ANNUAL REPORTS**

<b>MEMBER</b>	<b>1 July-31 December 2003</b>	<b>1 January-30 June 2004</b>
Albania	N	None
Angola	None	None
Antigua and Barbuda	None	None
Argentina	X	X
Armenia	N	N
Australia	X	X
Bahrain	N	N
Bangladesh	None	None
Barbados	N	None
Belize	None	None
Benin	None	None
Bolivia	N	N
Botswana	None	None
Brazil	X	N
Brunei Darussalam	N	None
Bulgaria	N	N
Burkina Faso	None	None
Burundi	None	None
Cambodia <sup>1</sup>	n.a.	n.a.
Cameroon	None	None
Canada	X	X
Central African Republic	None	None
Chad	None	None
Chile	N	N
China	None	None
Colombia	N	None
Congo	None	None
Congo, Democratic Republic of the	None	None
Costa Rica	X	X
Côte d'Ivoire	None	None
Croatia	N	N
Cuba	N	N
Cyprus <sup>2</sup>	None	N
Czech Republic <sup>2</sup>	N	N
Djibouti	None	None
Dominica	None	None
Dominican Republic	N	N
European Communities <sup>3</sup>	X	X
Ecuador	None	None
Egypt	N	N
El Salvador	N	N
Estonia <sup>2</sup>	N	N
Fiji	None	None
Former Yugoslav Republic of Macedonia	None	None
Gabon	None	None
Gambia	None	None
Georgia	N	None
Ghana	N	None
Grenada	None	None
Guatemala	N	N

MEMBER	1 July-31 December 2003	1 January-30 June 2004
Guinea-Bissau	None	None
Guinea, Republic of	None	None
Guyana	None	None
Haiti	None	None
Honduras	N	N
Hong Kong, China	N	N
Hungary <sup>2</sup>	N	N
Iceland	N	None
India	N	N
Indonesia	N	N
Israel	None	None
Jamaica	N	None
Japan	N	None
Jordan	N	N
Kenya	None	None
Korea	N	N
Kuwait	None	None
Kyrgyz Republic	None	None
Latvia <sup>2</sup>	N	N
Lesotho	None	None
Liechtenstein	N	N
Lithuania <sup>2</sup>	N	N
Macao, China	N	None
Madagascar	None	N
Malawi	None	None
Malaysia	None	None
Maldives	None	None
Mali	None	None
Malta <sup>2</sup>	None	N
Mauritania	None	None
Mauritius	N	None
Mexico	X	X
Moldova	None	None
Mongolia	None	N
Morocco	N	N
Mozambique	None	None
Myanmar	N	None
Namibia	None	None
Nepal <sup>4</sup>	n.a.	None
New Zealand	X	N
Nicaragua	None	None
Niger	None	None
Nigeria	None	None
Norway	N	N
Oman	N	None
Pakistan	N	N
Panama	N	None
Papua New Guinea	None	None
Paraguay	N	None
Peru	N	N
Philippines	N	N
Poland <sup>2</sup>	N	N
Qatar	None	None
Romania	N	N
Rwanda	None	None

MEMBER	1 July-31 December 2003	1 January-30 June 2004
Saint Kitts & Nevis	None	None
Saint Lucia	N	N
Saint Vincent & Grenadines	None	None
Senegal	None	None
Sierra Leone	None	None
Singapore	N	N
Slovak Republic <sup>2</sup>	N	N
Slovenia <sup>2</sup>	N	N
Solomon Islands	None	None
South Africa	N	N
Sri Lanka	None	None
Suriname	None	None
Swaziland	None	None
Switzerland	N	N
Chinese Taipei	None	None
Tanzania	None	None
Thailand	N	N
Togo	None	None
Trinidad and Tobago	N	N
Tunisia	N	None
Turkey	N	N
Uganda	None	None
United Arab Emirates	None	None
United States	X	X
Uruguay	None	None
Venezuela	X	X
Zambia	None	None
Zimbabwe	None	None

X = Semi-annual report of actions taken submitted.

N = Report of no actions taken submitted.

n.a./not applicable = Obligation did not apply to Member for that period.

None = No report submitted.

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

<sup>2</sup> This report includes a period when these countries were not members of the European Communities, as well as a period following their accession to the EC. Therefore, these Members' separate notifications are listed herein, as well as the EC's notifications on their behalf. The EC notified, on behalf of these countries, that they had not taken any countervailing duty actions during the period 1 January – 30 April 2004 (G/SCM/N/113/EEC/Add.1). Between the date of their accession to the EC, *i.e.* 1 May 2004, and 30 June 2004, the European Communities included them in a separate notification on behalf of the European Communities as a whole (G/SCM/N/113/EEC).

<sup>3</sup> The European Communities is counted as one Member. As of 1 May 2004, the member-States of the EC are the following: Austria, Belgium, Cyprus, the Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Latvia, Lithuania, Luxembourg, Malta, the Netherlands, Poland, Portugal, the Slovak Republic, Slovenia, Spain, Sweden and the United Kingdom.

<sup>4</sup> Became a Member on 23 April 2004.

**ANNEX E**

**Summary of Countervailing Duty Actions and Measures as reported in  
documents G/SCM/N/113/... and G/SCM/N/106/...  
(1 July 2003 - 30 June 2004)  
as of 1 November 2004**

Initiation				Provisional Measures (negative preliminary determinations not included)				Definitive Duties				Undertakings				Measures in force on 30 June 2004 (definitive duties and undertakings)
No.	Countries involved			No.	Countries involved			No.	Countries involved			No.	Countries involved			
	ARGENTINA															
0				0				0				0				3
	AUSTRALIA															
3	ITA (1)	GRC (1)	ESP (1)	0				0				0				3
	CANADA															
4	CHN (2)	IND (1)	CHT (1)	1	IND (1)			0				0				10
	COSTA RICA															
0				0				0				1	COL (1)			1
	EEC															
1	IND (1)			1	IND (1)			2	IND (1)	KOR (1)		0				18
	MEXICO															
2	EEC (2)			1	EEC (1)			0				0				1
	NEW ZEALAND															
0				0				1	EEC (1)			0				1
	PERU															
0				0				0				0				1
	SOUTH AFRICA															
0				0				0				0				4
	UNITED STATES															
5	CAN (1)	IND (3)	THA (1)	1	IND (1)			3	CAN (1)	IND (1)	KOR (1)	0				57
	VENEZUELA															
0				0				1	EEC (1)			0				3

# LIST OF ABBREVIATIONS USED IN ANNEX E TO THIS REPORT

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