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**SOUTH AFRICA – DEFINITIVE ANTI-DUMPING MEASURES
ON BLANKETING FROM TURKEY**

Request for Consultations by Turkey

The following communication, dated 9 April 2003, from the Permanent Mission of Turkey to the Permanent Mission of South Africa and to the Chairman of the Dispute Settlement Body, is circulated in accordance with Article 4.4 of the DSU.

Acting on instructions from my authorities I hereby request consultations with the Government of South Africa pursuant to Article 4 of the Understanding on Rules and Procedures Governing the Settlement of Disputes (DSU), Article XXIII of the General Agreement on Tariffs and Trade 1994 (the GATT 1994) and Article 17 of the Agreement on Implementation of Article VI of the GATT 1994 (the AD Agreement) with regard to the definitive anti-dumping measures imposed by South Africa on imports of blanketing in roll form from Turkey.

The measure at issue is the anti-dumping duty that resulted from the investigation initiated and concluded by the Board on Tariffs and Trade (BTT). The BTT initiated an investigation into the alleged circumvention of the anti-dumping duties on blankets originating in or imported from, inter alia, Turkey by the importation of blanketing in roll form on 15 December 2000. The investigation was concluded with the imposition of an anti-dumping duty of 650 c/kg on the said product originating in or exported from Turkey on 8 February 2002 with the Report No. 4132 and the Supplementary Report No. 4160 on 28 March 2002.

In view of the information available, Turkey considers that the BTT failed to ensure proper notifications in this case and that the establishment of the facts was not proper and that its evaluation of these facts was not unbiased and objective particularly in relation to:

- (i) the initiation of the investigation into this case (the investigation),
- (ii) the conduct of the investigation,
- (iii) the imposition of the anti-dumping duty.

More specifically, Turkey considers that infringements of the following provisions have resulted in the nullification or impairment of benefits directly or indirectly accruing to Turkey under the GATT 1994 and the AD Agreement:

(i) The following provisions of the Agreement on Implementation of Article VI of the GATT 1994:

- (a) Article 5 (Initiation and Subsequent Investigation), specially Article 5.5,

- (b) Article 6 (Evidence), specially Articles 6.1, 6.1.3, 6.2, 6.9 and 6.10,
 - (c) Article 9 (Imposition and Collection of Anti-Dumping Duties), specially Articles 9.2 and 9.3,
 - (d) Article 12 (Public Notice and Explanation of Determinations), specially Article 12.1, alone and in conjunction with Article 6.1.
- (ii) The following provisions of the GATT 1994:
- (a) Article III (National Treatment on Internal Taxation and Regulation),
 - (b) Article X (Publication and Administration of Trade Regulations).

The Government of Turkey reserves its rights to raise further factual claims and legal matters during the course of consultations. We look forward to receiving your reply to the present request and to fixing a mutually convenient date for consultations in this regard.
