

**INDIA – MEASURES AFFECTING THE AUTOMOTIVE SECTOR**

Communication from India

The following communication, dated 6 November 2002, from the Permanent Mission of India to the Chairman of the Dispute Settlement Body, is circulated at the request of India.

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On 5 April 2002, the DSB adopted the Panel and the Appellate Body reports on the dispute: *India – Measures Affecting the Automotive Sector* (WT/DS146 and WT/DS175). Pursuant to Article 21.3(b) of the DSU, India, the EC and the US agreed on 18 July 2002 that the reasonable period of time to comply with the recommendations and rulings of the DSB in this dispute should be five months, that is from 5 April 2002 to 5 September 2002. This agreement was circulated to WTO Members as document WT/DS146/13 and WT/DS175/13 dated 24 July 2002.

I am happy to inform the DSB that India has fully complied with the recommendations and rulings of the DSB in the said dispute by issuing Public Notice No. 31 on 19 August 2002 terminating the trade balancing requirement. A copy of the Public Notice is enclosed for information and record. Earlier India removed the indigenisation requirement vide Public Notice No. 30 on 4 September 2001. Copy of this Public Notice is also enclosed for the record. Thus we have fully complied with the DSB rulings in this dispute.

We, therefore, would like to make a statement to that effect at the next DSB meeting under other business.

**MINISTRY OF COMMERCE AND INDUSTRY**

**(Department of Commerce)**

**PUBLIC NOTICE**

New Delhi, the 19<sup>th</sup> August, 2002

**No. 31/2002 – 2007**

**Subject: Export and Import Policy April 2002 – March 2007 – Policy relating to import of CKD/SKD kits/components by Joint Venture Car Manufacturer companies under MOU to be signed with the Government of India**

F. No. SPL/MISC-46/AM02/ILS-I. In exercise of powers conferred under Paragraph 2.4 of the Export and Import Policy 2002-2007, as notified in the Gazette of India, Extraordinary, Part-II, Section 3, Sub-section (ii) vide S.O. No. 349(E) dated 31.3.2002, the Director General of Foreign Trade hereby makes the following changes on the above subject.

2. In Paragraph 2 of Public Notice No. 36 (RE-2000)/1997-2002 dated 4<sup>th</sup> September 2001, the condition "However, export obligation incurred by the MOU signatories in respect of imports made up to 31/3/2001 shall be fulfilled by them within the stipulated period unless extended by the Government for good and sufficient reasons" also stands withdrawn.

This issues in the public interest.

L. MANSINGH, Director General of Foreign Trade

**MINISTRY OF COMMERCE AND INDUSTRY**

**(Department of Commerce)**

**PUBLIC NOTICE**

New Delhi, the 4<sup>th</sup> September, 2001

**No. 36 (RE-2000)/1997 – 2002**

**Subject: Export and Import Policy April, 1997 – March 2002 – Policy relating to import of CKD/SKD kits/components by Joint Venture Car Manufacturer companies under MOU to be signed with the Government of India**

F. No. IPC/4/5(593)/92–97. In exercise of powers conferred under Paragraph 4.11 of the Export and Import Policy 1997-2002, as notified in the Gazette of India, Extraordinary, Part-II, Section 3, Sub-section (ii) vide S.O. No. 283(E) dated 31.3.1997, the Director General of Foreign Trade hereby makes the following change on the above subject:

In view of removal of Quantitative Restrictions (QR's) on import of CKD/SKD kits/components w.e.f. 1.4.2001, Public Notice No. 60 dated 12.12.1997 stands withdrawn. However, export obligation incurred by the MOU signatories in respect of imports made up to 31.3.2001 shall be fulfilled by them within the stipulated period unless extended by the Government for good and sufficient reasons.

This issues in the Public interest.

N.L. LAKHANPAL, Director General of Foreign Trade

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