

**UNITED STATES – CONTINUED DUMPING AND
SUBSIDY OFFSET ACT OF 2000**

Communication from the European Communities

The following communication, dated 3 April 2008, from the delegation of the European Communities to the Chairman of the Dispute Settlement Body, is circulated at the request of that delegation.

On 26 November 2004, the Dispute Settlement Body ("DSB") granted authorization to the European Communities to suspend concessions and related obligations under the General Agreement on Tariffs and Trade 1994 ("GATT 1994") in accordance with the decision of the Arbitrator in *United States - Continued Dumping and Subsidies Offset Act of 2000*. The authorization was made pursuant to the European Communities' request (WT/DS217/39) made under Article 22.7 of the Understanding on Rules and Procedures Governing the Settlement of Disputes ("DSU"). In that request, the European Communities undertook to notify the DSB every year the list of products on which the additional import duty would apply, prior to the entry into force of a level of suspension of concessions.

On 29 April 2005, the European Communities notified the DSB that it was suspending, as of 1 May 2005, the application of concessions and related obligations under GATT 1994 on imports of certain products originating in the United States of America (WT/DS217/47). The list of products subject to this suspension of concessions was modified on 1 May 2006 (WT/DS217/49), on 1 May 2007 (WT/DS217/51) and will be modified again on 1 May 2008. Commission Regulation (EC) No 283/2008¹ will remove products classified under 30 codes of the EC's tariff and statistical nomenclature from the list of products subject to an *ad valorem* additional duty of 15% when originating in the United States of America. The updated list is attached. The suspension that will apply as from 1 May 2008 covers, over one year, a total value of trade that does not exceed US\$33,38 million.

US\$33,38 million is the European Communities' current level of authorization established through arbitration under Article 22.6 of the DSU. It represents 72 *per cent* of US\$46,36 million collected from the European Communities' exports and disbursed to US companies in the distribution under the *Continued Dumping and Subsidy Offset Act of 2000* for the most recent year for which data are available. The amount of relevant disbursements was identified using the CDSOA Annual Report for Fiscal Year 2007, published by US Customs and Border Protection on 5 December 2007.

¹Commission Regulation (EC) No 283/2008 of 27 March 2008 replacing Annex I to Council Regulation (EC) No 673/2005 establishing additional customs duties on imports of certain products originating in the United States of America, OJ L 86, 28.3.2008, p. 19. The Regulation is available in all EC official languages at: <http://europa.eu.int/eur-lex/lex/>.

The European Communities requests the WTO Secretariat to circulate this notification to the Members of the DSB.

**Products that will be subject to a 15% additional import duty
as from 1 May 2008**

The products on which the 15% additional import duty will apply are those classified under the listed eight-digit CN codes, as provided in annex I to Council Regulation (EEC) No. 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff as amended by Commission Regulation (EC) No 493/2005 (OJ L 82, 31.3.2005, p. 1). The product descriptions hereunder are given for information purpose only.

Subject to the 15% additional import duty since 1 May 2005	CN codes	Description of products
	4820 10 90	Writing pads and the like, of paper or paperboard
	4820 50 00	Albums for samples or collections, of paper or paperboard
	4820 90 00	Blotting pads and similar articles of stationery, of paper and paperboard, and book covers of paper or paperboard (excl. registers, account books, Note books, order books, receipt books, letter pads, memorandum pads, diaries, exercise books, binders, folders, file covers, manifold business forms and interleaved carbon sets, and albums for samples or for collections)
	4820 30 00	Binders (other than book covers), folders and file covers, of paper or paperboard
	4820 10 50	Diaries with calendars, of paper or paperboard
	6204 63 11	Women's or girls' trousers and breeches, of synthetic fibres, industrial and occupational (excl. knitted or crocheted and bib and brace overalls)
	6204 69 18	Women's or girls' trousers and breeches, of artificial fibres (not of cut corduroy, of denim or knitted or crocheted and excl. industrial and occupational clothing, bib and brace overalls, briefs and track suit bottoms)
	6204 63 90	Women's or girls' shorts of synthetic fibres (excl. knitted or crocheted, panties and swimwear)
	6104 63 00	Women's or girls' trousers, bib and brace overalls, breeches and shorts (other than swimwear), knitted or crocheted, of synthetic fibres
	6203 43 11	Men's or boys' trousers and breeches of synthetic fibres, industrial and occupational (excl. knitted or crocheted and bib and brace overalls)
	6103 43 00	Men's or boys' trousers, bib and brace overalls, breeches and shorts (other than swimwear), knitted or crocheted, of synthetic fibres
	6204 63 18	Women's or girls' trousers and breeches, of synthetic fibres (not of cut corduroy, of denim or knitted or crocheted and excl. industrial and occupational clothing, bib and brace overalls, briefs and track suit bottoms)

Subject to the 15% additional import duty since 1 May 2005	6203 43 19	Men's or boys' trousers and breeches of synthetic fibres (excl. knitted or crocheted, industrial and occupational, bib and brace overalls and underpants)
	6204 69 90	Women's or girls' trousers, bib and brace overalls, breeches and shorts of textile materials (excl. of wool, fine animal hair, cotton or artificial fibres, knitted or crocheted, panties and swimwear)
	6203 43 90	Men's or boys' shorts of synthetic fibres (excl. knitted or crocheted, underpants and swimwear)
	0710 40 00	Sweetcorn, uncooked or cooked by steaming or by boiling in water, frozen
	9003 19 30	Frames and mountings for spectacles, goggles or the like, of base metal
	8705 10 00	Crane lorries (excl. breakdown lorries)
Subject to the 15% additional import duty since 1 May 2006	6301 40 10	Blankets and travelling rugs of synthetic fibres, knitted or crocheted (excl. electric, table covers, bedspreads and articles of bedding and similar furnishing of heading 9404)
	6301 30 10	Blankets and travelling rugs of cotton, knitted or crocheted (excl. electric, table covers, bedspreads and articles of bedding and similar furnishing of heading 9404)
	6301 30 90	Blankets and travelling rugs of cotton (excl. knitted or crocheted, electric, table covers, bedspreads and articles of bedding and similar furnishing of heading 9404)
	6301 40 90	Blankets and travelling rugs of synthetic fibres (excl. knitted or crocheted, electric, table covers, bedspreads and articles of bedding and similar furnishing of heading 9404)
	4818 50 00	Articles of apparel and clothing accessories, of paper pulp, paper, cellulose wadding or webs of cellulose fibres (excl. footwear and parts thereof, incl. insoles, heel pieces and similar removable products, gaiters and similar products, headgear and part
	9009 11 00	Electrostatic photocopying apparatus, operating by reproducing the original image directly onto the copy [direct process]
	9009 12 00	Electrostatic photocopying apparatus, operating by reproducing the original image via an intermediate onto the copy [indirect process]
	8467 21 99	Drills of all kinds for working in the hand, with self-contained electric motor operating with an external source of power (excl. electropneumatic drills)
Subject to the 15% additional duty since 1 May 2007	4803 00 31	Creped paper for household or sanitary purposes and webs of cellulose fibres 'tissues', in rolls of a width > 36 cm or in square or rectangular sheets with one side > 36 cm and the other side > 15 cm in the unfolded state, weighing ≤ 25 g/m ² per ply
	4818 30 00	Tablecloths and serviettes of paper pulp, paper, cellulose wadding or webs of cellulose fibres