



5 January 2017

(17-0048)

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Original: English

EUROPEAN UNION – MEASURES RELATED TO PRICE COMPARISON METHODOLOGIES

REQUEST TO JOIN CONSULTATIONS

Communication from Japan

The following communication, dated 22 December 2016, from the delegation of Japan to the delegation of the European Union, the delegation of China and to the Chairperson of the Dispute Settlement Body, is circulated in accordance with Article 4.11 of the DSU.

I wish to refer to the consultations requested by China pursuant to Article 4 of the *Understanding on Rules and Procedures Governing the Settlement of Disputes* ("DSU"), Article XXII of the *General Agreement on Tariffs and Trade 1994* ("GATT 1994") and Article 17 of the *Agreement on Implementation of Article VI of the GATT 1994* ("*Anti-Dumping Agreement*") in the communication circulated to WTO Members on 15 December 2016 titled "*European Union – Measures Related to Price Comparison Methodologies*" (WT/DS516/1, G/L/1170, G/ADP/D116/1). My authorities have instructed me to notify the consulting Members and the Dispute Settlement Body of the desire of Japan to be joined in these consultations, pursuant to paragraph 11 of Article 4 of the DSU.

The legal basis of China's complaint identified in its requests, if accepted, appears to affect Anti-Dumping investigation practice¹ of many WTO Members (including Japan) and in turn have substantial impact on international trade involving products originating in China. Japan is one of the major importers of goods (e.g. raw materials, parts and final products) from China and one of the users of anti-dumping measures². Therefore, Japan has a substantial trade interest in the consultations.

¹ E.g. Anti-Dumping investigations on products from China on polyethylene terephthalate with a high degree of polymerization, potassium hydroxide and toluene diisocyanate.

² In 2015, the total value of imports of products from China was 172 billion US dollars (calculated at the exchange rate of 1 USD = 112.93 JPY as of 13 December 2016. Source: Statistics of the Ministry of Finance of Japan. The original currency of the statistics is Japanese Yen.).