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**UNITED STATES – ANTI-DUMPING MEASURES ON
CERTAIN HOT-ROLLED STEEL PRODUCTS FROM JAPAN**

Status Report by the United States

Addendum

The following communication, dated 15 November 2002, from the Permanent Mission of the United States to the Chairman of the Dispute Settlement Body, is circulated pursuant to Article 21.6 of the DSU.

Status Report Regarding Implementation of the
DSB Recommendations and Rulings in the Dispute
*United States – Anti-Dumping Measures on
Certain Hot-Rolled Steel Products from Japan*
(WT/DS184)

The United States submits this report in accordance with Article 21.6 of the *Understanding on Rules and Procedures Governing the Settlement of Disputes*.

On 23 August 2001, the Dispute Settlement Body (DSB) adopted its recommendations and rulings in *United States - Anti-Dumping Measures on Certain Hot-Rolled Steel Products from Japan* (WT/DS184). At the following DSB meeting on 10 September 2001, the United States informed the DSB of its intention to implement the recommendations and rulings of the DSB in connection with this matter. At that time, the United States also advised the DSB that a "reasonable period of time" would be required to complete this process. On 19 February 2002, an arbitrator found that 15 months, or until 23 November 2002, constituted a reasonable time for implementation.

As the United States has reported in previous status reports, implementation of the DSB recommendations and rulings in this dispute has both administrative and statutory aspects. With respect to the administrative aspects, on 8 November 2002, the US Department of Commerce issued a draft determination to the parties involved in the anti-dumping duty investigation underlying this dispute. That draft determination addresses the recommendations and rulings of the DSB relating to the calculation of dumping margins for respondents in that investigation, including the application of a new "arm's length" test and adjustments with respect to "facts available". In addition, having solicited and considered comments from the public, the US Department of Commerce has announced a new arm's length test that will be applied to proceedings initiated after 23 November 2002. With respect to the statutory aspects, the United States Administration has been consulting with the US Congress concerning appropriate statutory measures and will continue to work with the Congress on resolving the dispute.
