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Committee on Safeguards

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**IMPOSITION OF A SAFEGUARD MEASURE BY THE UNITED STATES
ON IMPORTS OF STEEL**

**REQUEST FOR CONSULTATIONS UNDER ARTICLE 12.3
OF THE AGREEMENT ON SAFEGUARDS**

INDIA

The following communication, dated 17 April 2018, is being circulated at the request of the Delegation of India.

On 8 March 2018, the United States of America ("United States") issued a presidential proclamation indicating that steel articles are being imported into the United States in such quantities as to threaten to impair the national security of the United States. To address this situation, the United States has decided to adjust imports of certain steel articles by imposing a 25% *ad valorem* tariff on such products with effect from 23 March 2018.

India considers the above-mentioned measure of the United States to be an emergency action/safeguard measure within the meaning of Article XIX of the General Agreement on Tariffs and Trade 1994 (GATT 1994) and the Agreement on Safeguards. Accordingly, as an affected Member with significant export interest to the United States for the products at issue¹, India requests consultations with the United States pursuant to Article 12.3 and Article 8.1 of the Agreement on Safeguards and Article XIX:2 of the GATT 1994.

In accordance with Article 12.3 read with Article 8.1 of the Agreement on Safeguards, India seeks to exercise its right to consult on the specifics of the measures and its right to determine appropriate trade compensation with the United States.

India reserves the right to raise additional issues and make further factual and legal arguments, without prejudice to any other remedies provided for under the Understanding on Rules and Procedures Governing the Settlement of Disputes (DSU) and the covered agreements during the course of consultations or anytime thereafter.

India looks forward to receiving a prompt reply to this request from the United States and to setting a mutually convenient date and venue for the consultations mentioned above.

¹ Figure 2, "TOP U.S. IMPORTS OF ALL STEEL PRODUCTS" in *The Effect of Imports of Steel On the National Security, An Investigation Conducted Under Section 232 of the Trade Expansion Act, 1962, As Amended* (U.S. Department of Commerce, 11 January 2018) at p. 28, available at https://www.commerce.gov/sites/commerce.gov/files/the_effect_of_imports_of_steel_on_the_national_security_-_with_redactions_-_20180111.pdf