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## UNITED STATES – CERTAIN SYSTEMIC TRADE REMEDIES MEASURES

### REQUEST TO JOIN CONSULTATIONS

#### *Communication from the Russian Federation*

The following communication, dated 19 January 2018, from the delegation of the Russian Federation to the delegation of the United States, the delegation of Canada and to the Chairperson of the Dispute Settlement Body, is circulated in accordance with Article 4.11 of the DSU.

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I wish to refer to the consultations requested by Canada pursuant to Article 4 of the *Understanding on Rules and Procedures Governing the Settlement of Disputes* (DSU), Article XXII:1 of the *General Agreement on Tariffs and Trade 1994* ("GATT 1994"), Article 17 of the *Agreement on the Implementation of Article VI of the GATT 1994* ("Anti-Dumping Agreement") and Article 30 of the *Agreement on Subsidies and Countervailing Measures*, concerning certain laws, regulations and other measures maintained by the United States with respect to US anti-dumping and countervailing duty proceedings, as stated in Canada's communication circulated to WTO Members on 10 January 2018 (WT/DS535/1, G/L/1207, G/ADP/D121/1, G/SCM/D117/1) titled "*United States – Certain Systemic Trade Remedies Measures* (DS535)". My authorities have instructed me to notify the consulting Members and the Dispute Settlement Body of the desire of the Russian Federation to be joined in these consultations, pursuant to Article 4.11 of the DSU.

The Request for consultations refers to several anti-dumping measures concerning imports of Russian products (certain carbon and alloy steel wire rod<sup>1</sup>, cold-rolled carbon steel flat products<sup>2</sup>, grain-oriented electrical steel<sup>3</sup>) exports of which to the United States are of interest for the Russian producers. Moreover, certain issues raised in this dispute which relate to the use of certain methodologies in the course of application of the Anti-Dumping Agreement and the GATT 1994 (in particular, Articles 7.4, 9.2, 9.3, 10.1, 10.6 and 11.1 of the Anti-Dumping Agreement, Article VI:2 of the GATT 1994) are of systemic importance for the Russian Federation. Therefore, the Russian Federation has a substantial trade interest in these consultations.

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<sup>1</sup> Department of Commerce Docket Number A-821-824. Certain Carbon and Alloy Steel Wire Rod From the Russian Federation and the United Arab Emirates: Affirmative Preliminary Determinations of Sales at Less Than Fair Value, and Affirmative Preliminary Determination of Critical Circumstances for Imports of Certain Carbon and Alloy Steel Wire Rod From the Russian Federation, 82 Fed. Reg. 42,794 (Sept. 12, 2017).

<sup>2</sup> Department of Commerce Docket Number A-462-822. Certain Cold-Rolled Steel Flat Products from the Russian Federation: Affirmative Preliminary Determination of Sales at Less Than Fair Value, Affirmative Preliminary Determination of Critical Circumstances, and Postponement of Final Determination, 81 Fed. Reg. 12,072 (Mar. 8, 2016).

<sup>3</sup> Department of Commerce Docket Number A-455-804. Grain-Oriented Electrical Steel From Germany, Japan, Poland, and the Russian Federation: Preliminary Determinations of Sales at Less Than Fair Value, Certain Affirmative Preliminary Determinations of Critical Circumstances, and Postponement of Russian Final Determination, 79 Fed. Reg. 26,941 (May 12, 2014).