ITEM 5

(e) Investigations in exporting countries

The Group of Experts took note of the practices followed by various countries in carrying out investigations in exporting countries (document L/1071).

The Group recognized the delicacy of this question in view of the fact that an official of the importing country contacts an exporter of a foreign country. However, the Group was unanimous in recognizing that the obligation to impose anti-dumping measures only in cases where all the facts justifying the action are clearly apparent, in particular, the existence of dumping prices, led to the necessity of carrying out investigations in the exporting country concerned. It was duly stressed, however, that such investigations should not be initiated unless there were valid reasons to suspect the existence of dumping practices.

The Group was of the opinion that it would be desirable that a country wishing to carry out such an investigation should first approach the government in the exporting country unless it was known that the government in the exporting country does not object to such investigations being carried out in its territory. The Group believed that the government of the exporting country concerned would not oppose the investigation considering that to some extent the investigation would be in the interest of its exporters.

The Group stressed that any information gained during an investigation should be treated as strictly confidential and used only for the purposes of the enquiry.
ITEM 7

(g) Contacts between governments concerned prior to the imposition of anti-dumping measures

The Group was of the opinion that it would be desirable that the government of the interested country be advised before imposing any anti-dumping measure. Some Members of the Group were of the opinion that in addition to considerations of courtesy between governments such contacts would be likely to limit the number of cases where anti-dumping duties were imposed.