GENERAL AGREEMENT ON
TARIFFS AND TRADE

Group on Anti-Dumping Policies

DRAFT REVISED ANTI-DUMPING CHECK LIST

I. Concept of dumping
   A. Price discrimination criteria:
      Determination of margin of dumping
   B. Hidden dumping by associated houses
      1. Goods imported for resale
      2. Other goods

II. Limitation criteria
   A. Percentage limit
   B. Alignment of export prices

III. Concept of material injury
   A. Elements susceptible for examination:
      Profits - sales - market share - employment
   B. Concept of threat of material injury
   C. Concept of retardation of establishment of industry
   D. Concept of retardation of development of an industry
      1. Industries with small domestic markets
      2. Others

IV. Sporadic or intermittent dumping
   A. Seasonal movements of sales and prices
   B. Other

V. Definition of industry
   A. Product coverage
   B. Geographic coverage
      1. Nationwide
      2. Regional
      3. Integration areas
VI. Anti-dumping duties
   A. Imposition
      1. Obligatory
      2. Permissive
   B. Applicability
      1. All imports from all sources
      2. Imports from country of origin of dumped goods
      3. Individual exporter only
   C. Amount of duty
   D. Retroactivity
   E. Duration

VII. Provisional duties

VIII. Investigation procedures and procedural fairness
   A. Initiation of investigations and consequences thereof
      1. Publicity of investigation
      2. Confidential treatment of information
   B. Finding of dumping and material injury:
      Opportunities given exporters; written statements, public hearings
   C. Information gathering in country of export

IX. International procedures
   Possibility of examination of anti-dumping actions within the GATT framework

X. Third country dumping

XI. Countervailing duties

XII. Other

XIII. Possible international agreement
   A. Need for agreement
   B. Form of agreement