QUESTIONS CONCERNING THE GUIDELINES FOR THE CONDUCT
OF ANTI-DUMPING AND COUNTERVAILING DUTY
INVESTIGATION OF JAPAN (ADP/Add.8/Suppl.1)

CANADA

1. Sufficiency of evidence in complaint: Guidelines state that complainant is not required to submit evidence not reasonably available to him. What information is required for a complaint to be considered sufficient to initiate proceedings?

2. Initiation/Provisional Duties/Definitive Duties: Decisions in respect for first two must be made within approximative periods of time. This may cause uncertainty for traders. In paragraph 6(b) of the guidelines, does the extension refer to the period for deciding whether to take provisional measures? How long can provisional measures be in place? What are the time limits for the final determination? What is the maximum time for the conduct of an investigation?

3. Reviews: Review can only take place when more than one year has elapsed. This could lead to situations when exporters could unjustifiably be subject to amounts of duties they
would otherwise not have to face. Is it the intention to allow for reviews where circumstances have changed earlier than after a year of the taking of the measures?

4. **Notifications:** We note that there is no notification to foreign governments in countervail cases to permit consultations prior to initiation as required by the Code. We take it that Japanese authorities will provide for such prior consultations.