QUESTIONS SUBMITTED BY CANADA
ON THE LEGISLATION OF CHILE
(SCM/1/Add.16/Rev.2)

The following communication, dated 7 November 1991, has been received from the Permanent Delegation of Canada.

Question 1:

Could Chile please explain the purpose of the surcharges noted in Article 10 of Law No. 18,525 and the circumstances under which surcharges would be assigned to imports? Are they related to or separate from countervailing duties?

Question 2:

Throughout Law No. 18,525 (Rules on the Importation of Goods), reference is made to "distortions in the prices of imported goods". Could Chile please explain the meaning of this language. Is it related to establishing a causal link between subsidized imports and material injury to domestic producers?

Question 3:

Article 11 of Law No. 18,525 provides for the Commission to conduct an investigation "on its own initiative" when "it possesses information which justifies so doing". Could Chile provide more details on the circumstances under which the Commission would self-initiate? Does Chile view such a practice as an extraordinary occurrence?

Question 4:

Article 10 speaks of "serious injury" but Article 11 refers in various places to "material injury". Are these the same or a different standard? Please explain their use in each case if different.