

GENERAL AGREEMENT ON

RESTRICTED

ADP/101

21 June 1993

TARIFFS AND TRADE

Special Distribution

Committee on Anti-Dumping Practices

Original: English

UNITED STATES - APPLICATION OF SECTION 781 OF
THE US TARIFF ACT OF 1930 AS AMENDED BY THE
OMNIBUS TRADE AND COMPETITIVENESS ACT OF 1988
(ANTI-CIRCUMVENTION LAW) TO BRASS PLATE FROM CANADA

Request for Consultations under Article 15:2
of the Agreement

Communication from Canada

The following communication, dated 11 June 1993, has been received from the Permanent Mission of Canada.

On behalf of the Government of Canada, I wish to request consultations with the United States under Article 15:2 of the Anti-Dumping Code concerning the application of Section 781 of the US Tariff Act of 1930 as amended by the Omnibus Trade and Competitiveness Act of 1988 (anti-circumvention law) to Brass Plate imported from Canada.

An affirmative preliminary determination of circumvention of the anti-dumping duty order on brass sheet and strip from Canada was issued on 15 January 1993. Anti-dumping duties in the amount of 21.32 per cent have been imposed. To date no investigation has been initiated in accordance with the terms and conditions of the Anti-Dumping Code. No determinations have been made of either dumping or injury.

The Government of Canada considers that the application of the anti-circumvention law contravenes the United States' obligations under the relevant provisions of the Anti-Dumping Code, including Articles 1, 2, 3, 5, 8:3, and 10:1.

The Government of Canada requests that the consultations be held in Geneva on a mutually convenient date in the near future. Our preference would be to hold consultations on 21 June 1993.

We reserve our rights to raise any other aspects of this matter at a later stage.