

GENERAL AGREEMENT ON

TARIFFS AND TRADE

RESTRICTED

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Special Distribution

Committee on Anti-Dumping Practices

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Committee on Subsidies and
Countervailing Measures

LEGISLATION OF AUSTRALIA*

(Questions Posed by the United States of America)

Anti-Dumping Authority Bill 1988

Clause 7 - Concerning the Authority's recommendation to the Minister on the imposition of duties, is there any requirement or preference that the information considered be subject to some form of verification? If so, is it to be performed by the Customs Service, before or after the Comptroller has made a preliminary determination?

Clause 9 - Concerning the Authority's reports to the Minister on "anti-dumping matters," could Australia provide specific examples of the kind of reports that are envisioned? For example, what issues might be covered and would the reports be made with a particular purpose in mind or in response to a particular request? Would these reports serve as "policy papers" to guide the Comptroller, the Authority and the Minister in making their respective decisions and recommendations?

Clause 12 - Could Australia provide a more precise explanation as to the nature of directions which the Minister might provide the Authority? What is meant by the statement that "[t]he aim is to ensure that the Authority is guided by the current industry policy of the government...?"

Customs Legislation (Anti-Dumping Amendments) Bill 1988

Section 269TB - Could Australia clarify the new law's requirements with respect to standing to file a complaint, and how they relate to the relevant code provisions concerning standards for initiation, domestic industry, and injury?

Section 269TE - What is meant by the statement that the Comptroller "shall determine the matter in like manner as if he or she was the Minister and having regard to the same considerations which the Minister would be required, under [the Anti-Dumping] Act, to have regard?"

* ADP/1/Add.18/Rev.1/Suppl.2
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