

GENERAL AGREEMENT ON

TARIFFS AND TRADE

RESTRICTED

ADP/W/219

SCM/W/184

24 April 1989

Special Distribution

Committee on Anti-Dumping Practices

Original: English

Committee on Subsidies and
Countervailing Measures

QUESTIONS RAISED BY BRAZIL ON THE ANTI-DUMPING AND COUNTERVAILING DUTY LEGISLATION OF NEW ZEALAND

The following questions have been received from the Permanent Mission of Brazil on¹ the anti-dumping and countervailing duty legislation of New Zealand.

1. What is the criteria adopted so as to not consider the hypothesis foreseen in 186A (2) (a) (b) (c) as "arms length transaction", taking into account what is stated in Article 2, paragraph 5 of the Anti-Dumping Code?
2. Which are the procedures to be adopted under the hypothesis foreseen in 186A (3) - goods "intended to be exported", bearing in mind the rules of the Anti-Dumping Code?
3. What are the criteria and parameters that will be used in order to assess the degree of discretion of the Authority ("Minister") in the decisions foreseen in 186A (8), 186B (I) (b) (iii), 186C (2) (a) (c) (d) and 3.
4. Which are the methods that will be employed in the adjustments foreseen in 186C(3) - assessment of the normal value?

¹ See ADP/1/Add.15/Rev.1-SCM/1/Add.15/Rev.3.