1. In ADP/W/239 the EC refers to three issues mentioned by Australia in its joint paper ADP/W/216 and SCM/W/180 of 20 April 1989 which were referred by the Minister to the Anti-Dumping Authority (ADA) for inquiry under the Anti-Dumping Authority Act 1988.

2. The Anti-Dumping Authority on the conclusion of its inquiry issues as a public document ADA Report No. 4 entitled "Inquiry into Material Injury, Profit in Normal Values and Extended Period of Time". The recommendations on these issues are to be found at pages 41-43 of that report. A copy of the ADA report has been provided to the secretariat for reference by any interested parties.

3. In essence the ADA recommendations envisaged two courses of action be adopted by the Minister

   (i) Regulations be included in the Customs (Tariff) Anti-Dumping Act to cover the Profit issue

   and

   (ii) Ministerial Directions be issued relating to both Material Injury and Extended Period of Time.

4. The result is as follows:

   (i) The Profit issue is now addressed in legislative changes to the Customs Act 1901 by sections 269TAC(2)(c)(II)(B) and 269TAC(13) a copy of which has been provided to the GATT secretariat for reference by any interested parties.

   and

   (ii) Ministerial Directions relating to Material Injury and Extended Period of Time are expected to be issued shortly.

   1Interested delegations are requested to contact Miss S. Aspinall, Office 1023, Tel: 739 51 09.

90-0465