

GENERAL AGREEMENT ON TARIFFS AND TRADE

RESTRICTED

ADP/W/53

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Committee on Anti-Dumping Practices

Ad-Hoc Group on the Implementation
of the Anti-Dumping Code

DRAFT RECOMMENDATION OF THE COMMITTEE CONCERNING THE TIME-LIMITS GIVEN TO RESPONDENTS TO ANTI-DUMPING QUESTIONNAIRES

I

The Committee considers that in setting the time-limits for respondents to an anti-dumping questionnaire it is necessary to strike a balance between the needs of the investigating authorities on the one hand and the firms subject to the investigation on the other. Consequently, a time-limit must meet the twin goals of (a) alleviating the burden of the firms and (b) providing accurate information to the authorities in as short a period as possible. In addition, such factors as the complexity of the case and/or of the questionnaire itself should be taken into account in setting time-limits in specific cases.

II

In the light of the foregoing the Committee recommends that:

- respondents to an anti-dumping questionnaire should normally be given at least thirty days for the reply;
- as a general rule the time-limit for exporters should be counted from the date of the receipt of the questionnaire which for this purpose shall be deemed to have been received one week from the day on which it was sent to the respondent;
- due consideration should be given to any request for an extension of the thirty day period and, upon cause shown, such an extension should be granted whenever possible.