

WORLD TRADE ORGANIZATION

RESTRICTED

G/ADP/AHG/W/13

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**Committee on Anti-Dumping Practices
Ad Hoc Group on Implementation**

Original: Spanish

TOPIC 4* - ARTICLE 5.6 "SPECIAL CIRCUMSTANCES"

Paper by Venezuela

The following communication, dated 8 September 1997, has been received from the Permanent Mission of Venezuela.

Another point on which there have been different interpretations by Member countries concerns the "Special Circumstances" for initiating an ex officio investigation.

In this connection, one might consider as "Special Circumstances" the case where the domestic industry is highly fragmented. This circumstance prevents producers from joining forces in order to participate as applicants in an investigation, or makes it impossible to determine the major proportion of domestic production. In any event, taking into account the proposal of some members of the Ad Hoc Group on the possibility of drawing up a list of circumstances that will not be considered special for the purposes of initiating an ex officio investigation, such a list could include domestic producers grouped together in a producers' association or union, as well as a domestic industry in which there is a certain level of concentration.

*See document G/ADP/W/401 for descriptions of the numbered topics.