

WORLD TRADE ORGANIZATION

RESTRICTED

G/ADP/W/209

G/SCM/W/219

30 November 1995

(95-3864)

Committee on Anti-Dumping Practices
Committee on Subsidies and Countervailing Measures

Original: English

ORAL QUESTION POSED AT THE JOINT SPECIAL MEETING
OF THE COMMITTEES CONCERNING THE NOTIFICATION OF
THE EUROPEAN COMMUNITIES¹ OF LAWS AND REGULATIONS
UNDER ARTICLES 18.5 AND 32.6 OF THE AGREEMENTS

The following communication, dated 17 November 1995, has been received from the Permanent Mission of Japan.

Cross-cumulation

Article 3.3 of the Anti-Dumping Agreement (AA) authorizes under certain conditions a cumulative assessment of the effects of imports of a product from more than one country in determining material injury when more than one country are simultaneously subject to anti-dumping investigations. The AA, however, does not permit a cross-cumulation of imports for simultaneous A-D and CVD cases.

Question

To the extent that the AA does not permit cross-cumulation of imports for simultaneous A-D and CVD cases, does the EC agree that such cross-cumulation is inconsistent with the AA? If not, where in the AA does the EC find support for such cross-cumulation?

¹G/ADP/N/1/EEC/1 and G/SCM/N/1/EEC/1