

WORLD TRADE ORGANIZATION

RESTRICTED

G/SG/W/40

18 October 1995

(95-3152)

Committee on Safeguards

Original: English

QUESTIONS CONCERNING THE NOTIFICATION PROVIDED BY CHILE¹ OF LAWS AND REGULATIONS UNDER ARTICLE 12.6 OF THE AGREEMENT

The following communication, dated 5 October 1995, has been received from the Permanent Mission of Australia.

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1. G/ADP/N/1/CHL/1-G/SCM/N/1/CHL/1 said that the WTO Anti-Dumping and Subsidies Agreements are applied with the force of law in Chile. Is the same true of the Safeguards Agreement? If this is the case, could Chile clarify the following points.
 2. Does Chile consider that it would need to promulgate additional legislation, or some form of guidelines to officials, as the basis of any future safeguards investigation?
 3. How would it be determined which of Chile's authorities are competent to initiate and conduct investigations under the Safeguards Agreement?
 4. What would be the hierarchy between the Safeguards Agreement and other Chilean legislation, regulations and other administrative rules?
 5. Would subsequent laws (including legislation, regulations and other administrative rules) take precedence over the Safeguards Agreement?

¹G/SG/N/1/CHL/1