

# WORLD TRADE ORGANIZATION

RESTRICTED

**G/SG/W/91**

6 December 1995

(95-3964)

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**Committee on Safeguards**

Original: English

ORAL QUESTIONS POSED AT THE SECOND SPECIAL MEETING  
OF THE COMMITTEE CONCERNING THE NOTIFICATION  
PROVIDED BY KOREA<sup>1</sup> OF LAWS AND REGULATIONS  
UNDER ARTICLE 12.6 OF AGREEMENT

The following communication, dated 23 November 1995, has been received from the Permanent Mission of the United States.

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1. To which court may KTC safeguards determinations be appealed?
  2. With regard to US (written) question 2(c), Korea indicated that Article 47 refers to agreements between "traders" on price, quantity and other terms concerning the product at issue. What is meant by "traders"?
  3.
    - (a) With regard to US question 5(c), has access to materials ever been denied for reasons relating to "national security" or "national economy"?
    - (b) Other than business secrets, what information in need of protection from release would one reasonably expect interested parties, who are normally private business entities, to possess?
  4. With regard to US question 5(d), how is Article 68(2) of the Enforcement Decree consistent with Article 11 of the Agreement on Safeguards, since Article 68(2) provides for voluntary export restraints **without** a determination of serious injury?

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<sup>1</sup>G/SG/N/1/KOR/2.