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Page: 1/3

**Council for Trade in Goods
Committee on Safeguards**

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**IMMEDIATE NOTIFICATION UNDER ARTICLE 12.5 OF THE AGREEMENT ON
SAFEGUARDS TO THE COUNCIL FOR TRADE IN GOODS OF PROPOSED
SUSPENSION OF CONCESSIONS AND OTHER OBLIGATIONS
REFERRED TO IN PARAGRAPH 2 OF ARTICLE 8
OF THE AGREEMENT ON SAFEGUARDS**

COMMUNICATION FROM INDIA

*Certain steel products**Supplement*

The following communication, dated and received on 27 September 2022, is being circulated at the request of the delegation of India.

Pursuant to Article 12.5 of the Agreement on Safeguards, and in accordance with the agreed format for notifications (G/SG/1, 1 July 1996; amended on 19 October 2009, G/SG/1/Rev.1 - G/SG/N/6/Rev.1 - G/SG/89) the Government of India provides the immediate notification to the Council for Trade in Goods of proposed suspension of concessions and other obligations referred to in paragraph 2 of Article 8.

The present document is without prejudice of India's right to suspend substantially equivalent concessions to the trade of the United Kingdom, pursuant to Article 8.2 of the Agreement on Safeguards, reserved by India by means of the notification G/L/143 - G/SG/273 - G/SG/N/12/IND/3.

1. Which Member is proposing suspension of concessions and other obligations referred to in Article 8.2.

India.

2. Specify the measure, the product subject to the measure, the WTO document that notified the safeguard measure, and the Member imposing the measure in relation to which the Member is proposing suspension of concessions and other obligations referred to in Article 8.2 of the Agreement on Safeguards.

The measures at issue are the definitive safeguard measures adopted by the United Kingdom (UK) on certain steel products. The measures imposed by the UK consist of tariff-rate quotas imposed on 15 steel product categories with an out-of-quota duty of 25%.

India and the UK held consultations on 5 August 2022 virtually to discuss the extensions by the UK, of the safeguard on certain steel products originally applied by the European Union. The extensions were notified by the means of the document G/SG/N/6/GBR/1 (dated 8 October 2020), G/SG/N/8/GBR/1 (dated 21 May 2021), G/SG/N/8/GBR/Suppl.1 - G/SG/N/10/GBR/1 -

G/SG/N/11/GBR/1 (dated 11 June 2021), G/SG/N/8/GBR/1/Suppl.3 - G/SG/N/10/GBR/1/Suppl.1 - G/SG/N/11/GBR/1/Suppl.1 and the document G/SG/N/8/GBR/1/Suppl.7 - G/SG/N/10/GBR/1/Suppl.8 - G/SG/N/11/GBR/1/Suppl.8.

On 1 September, 2022, the WTO Secretariat circulated India's communication dated 31 August 2022 (G/L/1431 - G/SG/273 - G/SG/N/12/IND/3) whereby India reserved its right to suspend concessions or other obligations substantially equivalent to the adverse effects of the measures under Article 8.2 of the Agreement on Safeguards, on the UK's trade, and any other right available under GATT 1994 and Agreement on Safeguards. India also reserved the right to withdraw, modify, supplement or replace that notification, and/or make a further notification or notifications, should it deem appropriate, including in light of any subsequent developments.

3. Describe the proposed suspension of concessions and other obligations referred to in Article 8.2, and the proposed date from which it will come into effect.

India provides this written notification to safeguard its rights to suspend the application of substantially equivalent concessions or other obligations pursuant to Article 8 of the Agreement on Safeguards. India also reserves the right to withdraw, modify, supplement or replace this notification, and/or make a further notification or notifications, should it deem appropriate, including in light of any subsequent developments.

India hereby notifies the Council for Trade in Goods of its decision to suspend concessions or other obligations under the General Agreement on Tariffs and Trade 1994 (GATT 1994) and the Agreement on Safeguards that are substantially equivalent to the amount of trade affected by the measures of the UK.

The substantially equivalent level of concessions or other obligations under the GATT 1994 were calculated by assessing the impact of the safeguard measure on India's exports of the products concerned between 2017 (the year before the measures were applied as part of EU) and 2021. India estimated that the safeguard measures have resulted in the decline of exports to the tune of 219 thousand metric tonnes on which the duty collection would be 247.7 USD million. Accordingly, India's proposed suspension of concessions would result in an equivalent amount of duty collected from products originating in the UK

The proposed suspension of substantially equivalent concessions and other obligations under the GATT 1994 to the trade of the UK would be in the form of an increase in duty on the selected products as at Annexure, originating in the UK.

The suspension of concessions and other obligations will continue to apply until the safeguard measures of the UK are lifted.

India wishes to clarify that suspension of concessions shall be equivalent to the amount of trade affected by the United Kingdoms' measures. To this end, India reserves the right to adjust the specific products for which suspension of concessions is effectuated, and its right to adjust the additional rate of duty imposed on such products.

ANNEXURE

The Goods covered are determined, within the Annexure, by HS codes

S.No.	HS Codes	Product Description	Additional Duty	India's Import from UK (Average of 2020-21 and 2021-22) (in USD million)	Duty collected (in USD million)
1.	04063000	PROCESSED CHEESE NOT GRATED/POWDERED	15%	0.425	0.064
2.	22083012	SCOTCH IN CONTAINERS HOLDING 2 LTR OR LESS	15%	17.2	2.58
3.	22083013	BLENDED WHISKEY IN CONTAINERS HOLDING 2 LITRE OR LESS	15%	51.03	7.654
4.	22085011	GIN IN CONTAINERS HOLDING 2 LTR OR LESS	15%	3.52	0.528
5.	23099020	CONCENTRATED FOR COMPOUND ANIMAL FEED	15%	2.255	0.338
6.	27111200	LIQUIFIED PROPANE	15%	59.325	8.898
7.	27111300	LIQUIFIED BUTANES	15%	56.76	8.514
8.	33019060	AQUEOUS DISTILLATES OF ESSENTIAL OILS, NES	15%	21.905	3.285
9.	33049990	BEAUTY OR MAKE UP PREPARATIONS AND PREPARATIONS FOR THE CARE OF SKIN	15%	47.2	7.08
10.	33079090	OTHER COSMETIC AND TOILET PRPN N E S	15%	1.725	0.258
11.	71021000	UNSORTED DIAMONDS W/N WORKED, NOT MOUNTED	15%	64.14	9.621
12.	71023100	NON-INDUSTRIAL DIAMONDS UNWORKED/SIMPLY SAWN CLEAVED OR BRUTED	15%	29.5	4.425
13.	71069220	SILVER (INCLUDING SILVER PLATED WITH GOLD OR PLATINUM) OTHER: SEMI MANUFACTURED	15%	275.225	41.283
14.	71069290	ALL OTHER SEMI MANUFACTURED FORMS OF SLVR	15%	412.68	61.902
15.	71081200	OTHER NON-MONETARY UNWROUGHT FORMS OF GOLD	15%	294.915	44.237
16.	71101900	PLATINUM IN OTHER FORMS	15%	43.56	6.534
17.	84099990	OTHER PARTS OF SEMI DIESEL ENGINES	15%	22.735	3.410
18.	84111200	TURBO-JETS OF A THRUST>25 KN	15%	143.135	21.470
19.	84212900	OTHR FLTRNG/PURFYNG MCHNRY AND APPRTS FR LQD	15%	15.725	2.358
20.	84219900	OTHR PARTS OF FLTRNG/PURFYNG MCHNRY	15%	37	5.55
21.	85311090	OTHR ALARM	15%	4.165	0.624
22.	85444290	OTHR ELCTRC CNDCTRS FITTED WTH CONNCTRS FR <=1000V EXCL PAPR PLSTIC AND RUBBER INSULATED	15%	47.45	7.117
Total					247.73