



VIETNAM CHAMBER OF COMMERCE AND INDUSTRY

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Secretary Gary Locke
U.S. Department of Commerce
1401 Constitution Ave., NW
Washington, DC 20230

Dear Secretary Gary Locke,

On behalf of Vietnam business community, the Vietnam Chamber of Commerce and Industry (VCCI) would like to express our thanks and high appreciation of your Department of Commerce (DOC) contribution to the impressive development of Vietnam - United States bilateral trade relation in recent years.

We are very pleased to learn that the Congress and your DOC is now considering changing from a retrospective to a prospective system of collecting antidumping (AD)/countervailing (CV) duties in related laws and regulations, and hope that the US' competent authorities will approve this changing very soon.

The reality of many countries having been implemented this prospective AD/CV collecting system shows that AD/CD duties which are definitively assessed and fixed upon each entry could help:

- (i) To foresee and stabilize AD/CV duties, therefore contribute to stabilizing export/selling prices for a better performance of producers, importers and also domestic customers;
- (ii) To save time and manpower paid for investigating, calculating retrospective dumping/subsidization rates, collecting/refunding duties in many annual reviews for both administering authority and respondents; Moreover, State incomes from such prospective duties could be collected in full amounts and in time;
- (iii) Producers and importers, knowing AD/CV duty prior to concluding sales, to negotiate non-dumped prices accordingly and thus minimize dumping sales that could cause injury to domestic industries.

Objectives of AD/CV duties therefore could be obtained by using this prospective collecting system without unreasonably impeding international trade. It's not without reason that almost all global top importing countries apply this system. The fruits brought in such countries by using this AD/CV collecting system could also be those of the US if it implements the same system.

We do believe that the replacement of the current retrospective system of collecting AD/CV duties by a prospective system would be a significant step in improving the US' antidumping and countervailing laws and regulations and a signal of trade liberalization that could contribute to facilitating Vietnam export to the US, then leveling up the modest income of millions of Vietnamese working in exporting sectors.

For the above reasons, Vietnam business community and VCCI respectfully request the United States' competent authorities to approve the changing to prospective AD/CV collecting system.

Thank you very much for your cooperation.

Sincerely,



Vu Tien Loc

Chairman and President of Vietnam Chamber of Commerce and Industry
Member of the Vietnam National Assembly