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Committee on Subsidies and Countervailing Measures

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**NOTIFICATION OF LAWS AND REGULATIONS UNDER
ARTICLE 32.6 OF THE AGREEMENT**

EUROPEAN COMMUNITIES

Supplement

The following communication, dated 14 October 2004, is being circulated at the request of the Delegation of the European Commission.

Pursuant to Article 32.6 of the WTO Agreement on Subsidies and Countervailing Measures, please find attached information received from the new Member States concerning their anti-subsidy legislation.

**NOTIFICATION OF LAWS AND REGULATIONS UNDER ARTICLE 32.6 OF THE
AGREEMENT ON SUBSIDIES AND COUNTERVAILING MEASURES**

CYPRUS

Concerning the Notification under Article 32.6 of the Agreement on Subsidies and Countervailing Measures, please note that Cyprus did not have such legislation.

CZECH REPUBLIC

In connection with accession to the European Community, the Czech Republic has not implemented any legal changes within the meaning of Article 32.6 ASCM. Anti-subsidy Act No. 63/2000 Coll. on Protection Against Subsidized Imports provides in Article 33 - Relation of the Law to the International Treaties – that the Law remain valid unless an international treaty preclude its application.

Article No. 10 of a Constitution enables to include the international treaties ratified by Parliament into a Czech legal system.

Council Regulation (EC) No. 2026/97 of 6 October 1997 on protection against subsidized imports from countries not members of the European Community is an integral part of the Czech legal system as of 1 May 2004. The validity of the Act No. 63/2000 Coll. is limited as said above.

ESTONIA

With reference to Article 32.6 of the Agreement on Subsidies and Countervailing Measures, the Republic of Estonia had no countervailing duty laws and/or regulations relevant to the Agreement in force before 30.04.2004.

The relevant notification was submitted to the WTO Committee on Subsidies and Countervailing Measures in the document G/SCM/N/1/EST/1 dated 02.03.2000.

HUNGARY

With reference to Article 32.6 of the Agreement on Subsidies and Countervailing Measures, Hungary informs that its national legislation on anti-dumping and countervailing duty investigations has been repealed by Government Decree No. 105/2004 (IV.27).

From 1 May 2004, the relevant legislation of the European Communities is applicable in Hungary.

LITHUANIA

Pursuant to Article 32.6 of the Agreement on Subsidies and Countervailing Measures, Lithuania wishes to inform that the Law on Countervailing Duties No. VIII-1695, adopted on 23 May 2000 (see notification G/SCM/N/1/LTU/1) was repealed by the Law on Repeal of the Law on Customs Tariffs, the Law on Anti-dumping, the Law on Safeguard Measures and the Law on Countervailing Duties, and the Legislation Amending Thereof, No. IX-2146, adopted on 20 April 2004. This piece of legislation is published in "Valstybės žinios" (*Official Gazette*) No. 63-2248 and came into force on 1 May 2004.

LATVIA

With reference to Article 32.6 of the Agreement on Subsidies and Countervailing Measures, Latvia notifies that its anti-subsidy legislation (The Law “On Protection Against Subsidized Imports”, notified under G/SCM/N/1/LVA/2; and The Regulation “Procedures for the Application of Certain Provisions of the Law On Protection Against Subsidized Imports” notified under G/SCM/N/1/LVA/2) has been abolished as of 1 May 2004, following Latvia’s accession to the European Union.

MALTA

In document G/SCM/N/1/MLT/1, Malta notified that it does not have any laws and regulations on countervailing duties.

POLAND

As far as notification under Article 32.6 ASCM is concerned, Poland informs that its anti-subsidy legislation - the Law of 21 June 2002 on the protection against importing subsidized goods into the Polish customs territory, notification of which has not been made, was repealed by the Law of 20.04.04, Official Journal of Poland, No.96, item 959.

SLOVAKIA

The pre-accession anti-subsidy legislation (Act No. 226 of 9 July 1997 on subsidies and countervailing measures) has not been repealed yet. However, the pre-accession legislation is not applicable relative to primary legislation of the European Union. The secondary EU legislation (Council Regulation (EC) No. 2026/1997 of 6 October 1997) is applicable as of 1 May 2004, following the accession of the Slovak Republic to the European Union. The repeal of the pre-accession legislation is in the legislative process of the Slovak Republic and is expected to be finished by the end of 2004.

SLOVENIA

Under Article 32.6 ASCM, the Republic of Slovenia notified the Decree on Dumped and Subsidized Imports in the document G/SCM/N/1/SVN/1 on 5 April 1995. This decree was repealed by the Decree on termination of the decree on Dumped and Subsidized Imports which was published in the Official Gazette of the Republic of Slovenia No. 45/2004 on 29 April 2004.
