

**WORLD TRADE
ORGANIZATION**

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**Committee on Anti-Dumping Practices
Committee on Subsidies and Countervailing Measures**

Original: English

**NOTIFICATION OF LAWS AND REGULATIONS
UNDER ARTICLES 18.5 AND 32.6 OF THE AGREEMENTS**

JAPAN

Supplement

The following communication, dated 27 July 2011, is being circulated at the request of the Delegation of Japan.

Pursuant to Article 32.6 of the Agreement on Subsidies and Countervailing Measures, pursuant to Article 18.5 of the Agreement on Implementation of Article VI of the General Agreement on Tariffs and Trade (Anti-Dumping Agreement), the Government of Japan wishes to notify the relevant Articles in the Guidelines for Procedures Relating to Countervailing Duty and Anti-Dumping Duty, which are amended. The amendments entered into force on 1 April 2011.

I. THE GUIDELINES FOR PROCEDURES RELATING TO COUNTERVAILING DUTY

Paragraph 4¹ was amended as follows.²

[Provisional Translation]

4. Request for the Imposition of Duty, etc.

(3) The Degree of Support

(Cabinet Order³: Article 4, subparagraph 7 of paragraph 1, subparagraph 7 of paragraph 3 and subparagraph 7 of paragraph 4.)

It shall not be regarded as "found to be necessary" referred to in paragraph 6, 19 or 24 of Article 7 of the Law, unless indicated as the degree of support by interested producers or interested labour unions provided for in subparagraph 7 of paragraph 1, subparagraph 7 of paragraph 3, or subparagraph 7 of paragraph 4 of Article 4 of the Cabinet Order that:

- The collective domestic output of like products of the imported product concerned by interested producers, etc. (in the case of association of domestic producers of like products of the imported product concerned, direct or indirect members of the association) in support of the request referred to in the provisions of paragraph 5, 18 or 23 of Article 7 of the Law, exceeds the collective domestic output of the said product by interested producers, etc. who express opposition to the request concerned, plus the collective domestic output of the said product by producers who are not included in the domestic producers pursuant to the provision of paragraph 2 of Article 3 of the Cabinet Order; or
- The collective number of the members of interested labour unions which support the said request and who are engaged in the domestic production of the said product exceeds the collective number of members of interested labour unions which express opposition to the said request and who are engaged in the domestic production of the said product, plus the number of persons who are engaged in the domestic production of the said product by producers who are not included in the domestic producers pursuant to the provision of paragraph 2 of Article 3 of the Cabinet Order.

¹ G/SCM/N/1/JPN/2/Suppl.6.

² The following provisional translation contains some technical corrections to the previously notified version.

³ Cabinet Order Relating to Countervailing Duty (Cabinet Order No. 415 of 1994): Paragraph 2 (Definition) of the Guidelines.

II. THE GUIDELINES FOR PROCEDURES RELATING TO ANTI-DUMPING DUTY

Paragraph 5⁴ was amended as follows.⁵

[Provisional Translation]

5. Request for the Imposition of Duty, etc.

(3) The Degree of Support

(Cabinet Order⁶: Article 7, subparagraph 7 of paragraph 1, subparagraph 7 of paragraph 3 and subparagraph 7 of paragraph 4.)

It shall not be regarded as "found to be necessary" referred to in paragraph 5, 22 or 27 of Article 8 of the Law, unless indicated as the degree of support by interested producers or interested labour unions provided for in subparagraph 7 of paragraph 1, subparagraph 7 of paragraph 3, or subparagraph 7 of paragraph 4 of Article 7 of the Cabinet Order that:

- The collective domestic output of like products of the imported product concerned by interested producers, etc. (in the case of association of domestic producers of like products of the imported product concerned, direct or indirect members of the association) in support of the request referred to in the provisions of paragraph 4, 21 or 26 of Article 8 of the Law, exceeds the collective domestic output of the said product by interested producers, etc. who express opposition to the request concerned, plus the collective domestic output of the said product by producers who are not included in the domestic producers pursuant to the provision of paragraph 2 of Article 5 of the Cabinet Order; or
- The collective number of the members of interested labour unions which support the said request and who are engaged in the domestic production of the said product exceeds the collective number of members of interested labour unions which express opposition to the said request and who are engaged in the domestic production of the said product, plus the number of persons who are engaged in the domestic production of the said product by producers who are not included in the domestic producers pursuant to the provision of paragraph 2 of Article 5 of the Cabinet Order.

⁴ G/ADP/N/1/JPN/2/Suppl.6.

⁵ The following provisional translation contains some technical corrections to the previously notified version.

⁶ Cabinet Order Relating to Anti-Dumping Duty (Cabinet Order No. 416 of 1994): Paragraph 2 (Definition) of the Guidelines.