

COUNCIL
19-20 October 1988

Original: English

EUROPEAN ECONOMIC COMMUNITY - REGULATION ON IMPORTS
OF PARTS AND COMPONENTS

Recourse to Article XXIII:2 by Japan

Communication from Japan

The following communication, dated 6 October 1988, has been received from the Permanent Representative of Japan with the request that it be circulated to contracting parties and that the matter be inscribed on the Agenda of the regular Council meeting scheduled to be held on 19-20 October 1988.

The Government of Japan wishes to refer to the CONTRACTING PARTIES, pursuant to Article XXIII:2 of the General Agreement, the matter concerning the anti-dumping regulation of the European Community (Council Regulation (EEC) No. 1761/87 of 22 June 1987)¹ and its application.

The Regulation allows the EC to levy under certain conditions what the EC calls "anti-dumping duties" to the products assembled or produced in the Community. The EC applied this Regulation to electronic typewriters and electronic scales on 1 September 1987, excavators on 23 October 1987, photocopiers on 17 February 1988 and ball bearings on 8 June 1988, and decided to impose "anti-dumping duties" on electronic typewriters and electronic scales assembled or produced by Japanese-related companies in the Community using parts or materials of Japanese origin on 18 April 1988.

Japan considers that the EC's above Regulation and its application contravene the EC's obligations under the relevant provisions of the General Agreement, inter alia, those of Articles I, II, III and VI. Thus, the benefits accruing to Japan under the General Agreement are being nullified and impaired.

The Regulation and its application have been the subject of many discussions between Japan and the EC, including consultations under Article XXIII:1 held on 16 September 1988. These consultations have not resulted in mutually satisfactory settlement of this issue.

Therefore, Japan requests the Council of Representatives at its meetings on 19-20 October 1988 to establish a panel to examine this matter under Article XXIII:2 of the General Agreement.

¹This Council Regulation has been incorporated into the recently adopted Council Regulation (EEC) No. 2423/88 of 11 July 1988.