

TARIFFS AND TRADE

Committee on Subsidies and  
Countervailing Measures

Original: English

REQUEST FOR CONSULTATIONS UNDER ARTICLE 12:1  
OF THE AGREEMENT

Communication from Brazil

The Director-General has been informed that the following request dated 15 August 1988 has been sent by the Permanent Mission of Brazil to the United States Trade Representative in Geneva.

I have been instructed by my Government to request consultations under Article 12:1 of the Agreement on Interpretation and Application of Articles VI, XVI and XXIII of the General Agreement on Tariffs and Trade (Subsidies and Countervailing Duties Code) regarding the damage being done to Brazilian exporters of soya-bean oil by US Government funding of similar exports to the international market under its Export Enhancement Program - EEP.

2. This request for consultations is being made with respect to the relevant provisions of the Subsidies Code, namely Articles 8:2, 8:3c and 8:4c, as well as to Article XVI:2 of the General Agreement on Tariffs and Trade.

3. As you are aware, this matter has already been discussed by representatives of our Governments in Washington on 24 and 25 February last, as well as in bilateral consultations on 2 June, contacts in which regrettably it was not possible to arrive at a mutually agreeable solution.

4. In that bilateral consultation, the Brazilian delegation indicated that it would continue its efforts in the matter and that the Government of Brazil reserved its rights to resort to the dispute settlement procedures in GATT. The US delegation, at that encounter, also expressed its willingness to discuss and honour its international commitments under the GATT.

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5. Given the urgency of the situation, and with a view to arriving at an expeditious and mutually satisfactory solution to the matter, the Brazilian Government therefore requests that these consultations be held in Geneva in the week beginning 29 August next.