



MINISTRY OF ECONOMY

REGIONAL TRADE REMEDIES WORKSHOP FOR ASIAN INVESTIGATING AUTHORITIES

SESSION ON INVESTIGATION PROCESS

REPUBLIC OF TURKEY
MINISTRY OF ECONOMY
DIRECTORATE GENERAL OF IMPORTS

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NEW DELHI



INSTITUTIONAL FRAMEWORK

- National Legislation
 - In Full Conformity With Agreement On Safeguards
 - Before, Same Legislation For Both Safeguard Measures And Surveillance Implementations, As EU Regulation (Changed in 2004)
- Procedural Provisions Like the Duration of the Investigation, Deadlines For Interested Parties etc.
- Exceptional Provisions For Measures Against Non-WTO Members
 - Maximum Application Period, Duration For Re-Application



INVESTIGATION

- Initiation
 - With Submission of a Properly Documented Application File by the Domestic Industry
 - or
 - Ex-Officio
 - Rarely Used
- Domestic Industry
 - Major Proportion: %50+?
 - Problem: Fragmented Industries
 - Private Sector Institutions Can Play A Role In Obtaining Data



DECISION-MAKING

- Problem: Apart From Quantitative Restriction, The Level of Measure Is Undefined In the Agreement
- We Usually Prefer Non-Quota Type Measures Like Ad-Valorem Duty, Specific Duty etc.
- Price Undercutting, Price Suppression Are Taken Into Consideration
- In General,
 - Specific Duty For Consumption Goods
 - Example: Footwear (1.55-2.40 \$ per pair)
 - Ad-Valorem Duty For Basic Goods
 - Example: Polyethylene Terephthalate (6.40%)



RECOMMENDATIONS

- Levels of Measures Members May Use For Duty-Type Measures Can Be Clarified
 - Price Undercutting, Price Suppression etc.
- Serious Injury Criteria That Are To Be Analysed Can Be Diversified



THANK YOU

Ahmet Erkan ÇETİNKAYIŞ
Director General of Imports

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