

Challenges for New Users of CVD Measures: Japan

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National legislation in Japan -3 stages of Laws, Orders, and Guidelines-

SCM Agreement

The Custom Tariff Law

- Stipulates CVD measures as a part of the Custom Tariff Law
- Added this stipulation by amendment in 1954.
- Amended as needed, e.g., following the rounds of multilateral trade negotiations

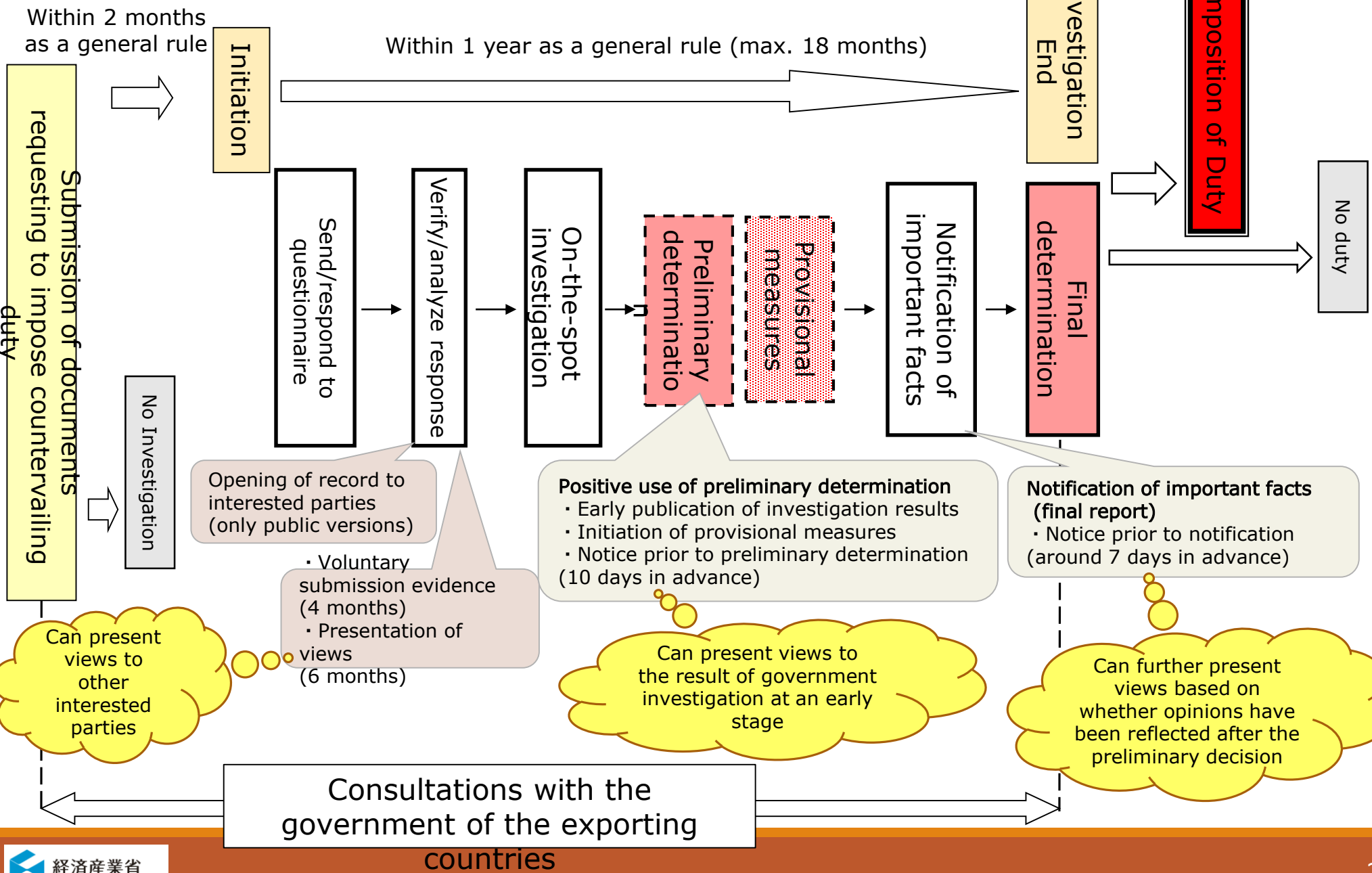
The Cabinet Order Relating to Countervailing Duties

- Stipulates processes and definitions relating to CVD measures
- Established in 1975 and amended as needed, e.g., following the rounds of multilateral trade negotiations
- Recently amended in April 2017

The Guidelines for procedures relating to countervailing duty

- Stipulates concrete operation procedures to complement the Law and Cabinet Order and specifies the process and standards
- Established in 1986 and amended as needed, e.g., following the rounds of multilateral trade negotiations
- Recently amended in April 2017

Countervailing investigation process



Issues of interest

- ✓ Design of questionnaire (common and specific for each subsidy program)
- ✓ Submission of questionnaires to the governments of the exporting countries (Reposes submitted by central government or separately by each institution?)
- ✓ Operation of investigation (team scale compared to AD, members)
- ✓ Implementation of on-the-spot investigation (target respondent, schedule)
- ✓ Translation of documents relating to subsidy programs including laws, regulations, and reports

etc.