CVDs – ALLOCATION OF SUBSIDY BENEFITS

Delhi Workshop for Asian Trade Remedy Authorities 5-7 March 2018

Clarisse Morgan WTO Rules Division

Why does the issue of subsidy allocation arise?

- CVDs have to be applied on per unit or ad valorem basis to the investigated imports
- Some subsidies are precisely targeted to individual sales of the investigated product, or are given on a per-value-of-sales basis
 - No allocation or attribution analysis is needed
 - How common, in practice, are such precisely targeted subsidies?
- Many/most subsidies are "lumpy"
 - Provided to firms (not "to" products)
 - May or may not be related in an identifiable way to particular operations of the recipient firm
 - May be for acquisition of equipment, land, other multipurpose production factors with long life-span
- In what percentage of cases is allocation of some subsidies needed?

"Allocation" has various aspects - more than one may apply to a given subsidy

- Do you have published rules or internal guidelines on subsidy allocation issues?
- Allocation of benefits to products/to markets
 - What are your criteria for determining to which product(s) – all, only some...
 - or market(s) exports only, certain export markets, all markets
 - a particular subsidy should be attributed?
 - What ambiguities/difficulties have you encountered in allocating subsidies to products? To markets?
 - How have you dealt with those ambiguities/difficulties?

Allocation of subsidy benefits over time

- Issue: Is the benefit of a subsidy absorbed and "used up" in the instant in which the firm receives it?
- Are there some kinds of subsidies that you attribute fully to the period in which received?
 - Types?
 - Criteria?
 - Ambiguities?
- Are there some kinds of subsidies for which you allocate the benefits across a multi-year period?
 - Types?
 - Criteria?
 - Ambiguities?

Allocation of benefits over time -Allocation period

- Examples of possible criteria (some may overlap), and possible allocation periods:
 - Loans life of loan, average useful life (AUL) of assets
 - "Large" grants AUL of assets which assets?
 - Instalment grants AUL for each instalment?
 - Recurring/non-recurring distinction? Exceptions?
 - Fixed/variable cost subsidies distinction?

Allocation of benefits over time – Time Value of Money

Money loses value over time (inflation, opp'ty cost)

- Established principle in WTO in CVDs can compensate via a TVM factor (e.g., discounted present value)
 - $\,\circ\,$ IF PV \leq original face value of subsidy benefit, no excess countervail
 - Sum of face values of annual amounts > original value
- In your practice
 - When do and don't you apply TVM?

TVM factor (e.g., interest rate, inflation rate, etc.) used?
What formula/shape of benefit stream?