

# **HRODC Postgraduate Training Institute**

## **A Postgraduate-Only Institution**

**Anti-Dumping, Anti-Subsidy and Trade in Services: Investigation, Determination, Countervailing Measures, Sunset Review, Suspension and National Security**

### **Course Co-ordinator:**

**Prof. Dr. R. B. Crawford – Director of HRODC Ltd. and Director of HRODC Postgraduate Training Institute, A Postgraduate-Only Institution. He has the following Qualifications and Affiliations:**

Doctor of Philosophy {(PhD) (University of London)};  
MEd. Management (University of Bath);  
Advanced Dip. Science Teacher Ed. (University of Bristol);  
Postgraduate Certificate in Information Systems (University of West London, formerly Thames Valley University);  
Diploma in Doctoral Research Supervision, (University of Wolverhampton);  
Teaching Certificate;  
Fellow of the Institute of Management Specialists;  
Human Resources Specialist, of the Institute of Management Specialists;  
Member of Academy of Management (MAoM), within the following Management Disciplines:

- Human Resources;
- Organization and Management Theory;
- Organization Development and Change;
- Research Methods;
- Conflict Management;
- Organizational Behavior;
- Management Consulting;
- Gender & Diversity in Organizations; and
- Critical Management Studies.

Member of the Asian Academy of Management (MAAM);  
Member of the International Society of Gesture Studies (MISGS);  
Member of the Standing Council for Organisational Symbolism (MSCOS);  
Life Member of Malaysian Institute of Human Resource Management (LMIHRM);  
Member of ResearchGate Community;  
Member of Convocation, University of London;  
Professor HRODC Postgraduate Training Institute.

### **Prof. Crawford was an Academic at:**

University of London (UK);  
London South Bank University (UK);  
University of Greenwich (UK); and  
University of Wolverhampton (UK).

## **For Whom This Course is Designed**

### **This Course is Designed For:**

Anti-dumping officials;  
Audit Commission Members;  
Commercial Farmers;  
Contract Managers;  
Corporate Executives;  
Department of Commercial Officials;  
Economists;  
Exporters generally;  
General Trade Officials;  
Importers who wish to challenge dumping charges levied against them;  
Importers, generally;  
Industrial Advisors;  
Industrialists;  
International Trade Organisations;  
Management Accountants;  
Managers;  
Manufacturers who are desirous of filing dumping claims against exporters;  
Members of governments whose responsibility it is to investigate and report on suspected dumping activities;  
National Development Bank Officials;  
National Trade Organisations;  
Officials of Rural Development Agencies;  
Policymakers responsible for drafting national anti-dumping legislation;  
Presidents and Vice-Presidents of Industries;  
Senior Officers of Department of Trade;  
Trade Ministers and Undersecretaries;  
Vice-Presidents of manufacturing companies;  
All others desirous of gaining expertise in legal issues relating to dumping, anti-dumping, subsidies, countervailing actions, antidumping investigation and reporting, sunset review, anti-dumping case management.

**Duration:** 10 Days (2 Weeks)

**Cost:** £10,000.00 Per Delegate

#### **Please Note:**

V.A.T. (Government Tax) does not apply to Corporate Sponsored Individuals, taking Programmes or Courses in any location - within or outside the UK.  
It applies only to Individuals and Corporations based in the UK and to Non-UK Individual Residents taking courses in the UK.

**Daily Schedule:** 9:30 to 4:30 pm.

**Location:** Central London and International Locations

## Course Objectives

By the conclusion of the specified learning and development activities, delegates will be able to:

- Determine the importance of international trade in the global economy;
- Specify the role of international trade in economic development, sustainability and growth;
- Establish the link between openness and productivity;
- Demonstrate a heightened understanding of the provisions of The World Trade Agreement (WTA) 1994;
- Determine the scope, functions and structure of the WTO;
- Ascertain the relationship of WTO with other organisations;
- Demonstrate an improved skill in conducting the decision-making process;
- Acquire an update of the latest amendments of the WTO;
- Describe the rules on accession;
- Discuss the non-application of multilateral trade agreements between particular members;
- Obtain a keen understanding of the rules on acceptance, entry into force and deposit;
- Cite the rules applicable to Withdrawal of membership in WTO and other miscellaneous provisions;
- Recount the establishment of the Uruguay Round Protocol GATT 1994;
- Demonstrate a heightened understanding of the General Agreement on Tariffs and Trade (GATT) and its relationship to the environmental policy;
- Determine the provisions of WTO on:

- Agriculture;
- Sanitary and Phytosanitary Measures;
- Textiles and Clothing;
- Technical Barriers to Trade;
- Trade-Related Investment;
- Pre-shipment Inspection;
- Rules of Origin;
- Import Licensing Procedures;
- Subsidies and Countervailing Measures;
- Government Procurement.

- Enumerate the effects of dumping on the economy of host countries and name the effects of dumping on the economy of domestic and of transshipment countries;
- Analyse cases in selected countries including Europe and the World Trade Directorate;
- Acquire a heightened knowledge of The UK trade and investment white paper;
- Demonstrate an understanding of The UK's response to the EU Commission's concern on anti-subsidy;
- Identify The aim of the General Agreement on Trade in Services (GATS);
- Establish the interrelated nature of General Agreement on Trade in Services (GATS) and WTO;
- Identify the role of General Agreement on Trade in Services (GATS) as viewed by the European Commission;
- Enumerate the main points of critique of General Agreement on Trade in Services (GATS);
- Determine whether the developing countries are marginalized by General Agreement on Trade in Services (GATS);

Establish the link between General Agreement on Trade in Services (GATS) and National Security;  
 Devise an effective remedy, within the WTO guidelines, based on the premise that injury has occurred within a specified industry;  
 Effectively record data relevant to the countervailing measures that might be evidenced in the case for a Sunset Review;  
 Establish the WTO requirement for suspension of the countervailing measures;  
 Determine the situations under which a Sunset Review is permitted under the ADA;  
 Devise a communication mechanism that will effectively inform Industrialists and other relevant parties, the aspects of the ADA and their role in the suspension of the countervailing measures and the establishment of a sunset review;  
 Use case examples to build a scenario within which to conduct a sunset review;  
 Use data from a sunset review to determine whether there are grounds for the continuance or suspension of the countervailing measures;  
 Look beyond the sunset review and countervailing measure suspension to the formulation of government policy and strategy that will discourage dumping, within the ADA.

## **Course Contents, Concepts and Issues**

### **Part 1 – Trade and The Global Economy**

The Role of International Trade in Economic Development, Sustainability and Growth;  
 Openness and Productivity;  
 The World Trade Agreement (WTA) 1994;  
 The Establishment of the World Trade Organization (WTO);  
 Agreement Establishing the World Trade Organization;  
 Article I - Establishment of the Organization;  
 Article II - Scope of the World Trade Organisation (WTO);  
 Article III - Functions of the World Trade Organisation (WTO);  
 Article IV - Structure of the World Trade Organisation (WTO);  
 Article V - Relations with Other Organizations;  
 Article VI - The Secretariat;  
 Article VII - Budget and Contributions;  
 Article VIII - Status of the World Trade Organisation (WTO);  
 Article IX - Decision-Making;  
 Article X – Amendments;  
 Article XI - Original Membership;  
 Article XII – Accession;  
 Article XIII - Non-Application of Multilateral Trade Agreements between Particular Members;  
 Article XIV - Acceptance, Entry into Force and Deposit;  
 Article XV – Withdrawal;  
 Article XVI - Miscellaneous Provisions;  
 The Uruguay Round Protocol GATT 1994;  
 Understanding the General Agreement on Tariffs and Trade (GATT);  
 GATT's Relationship to Environmental Policy;  
 World Trade Organisation (WTO) Agreement on Agriculture;  
 World Trade Organisation (WTO) Agreement On Sanitary and Photo Sanitary Measures;

World Trade Organisation (WTO) Agreement on Textiles and Clothing;  
World Trade Organisation (WTO) Agreement on Technical Barriers to Trade;  
World Trade Organisation (WTO) Agreement on Trade-Related Investment;  
World Trade Organisation (WTO) Agreement on Pre-Shipment Inspection;  
World Trade Organisation (WTO) Agreement on Rules of Origin;  
World Trade Organisation (WTO) Agreement on Import Licensing Procedures;  
World Trade Organisation (WTO) Agreement on Subsidies and Countervailing Measures;  
World Trade Organisation (WTO) Agreement on Government Procurement.

## **Part 2 – Dumping Determination and Anti-Dumping Duty**

Defining “Dumping”;  
Determination for Calculation of Normal Value:  
    Domestic Price:  
        Like Product;  
        Sales in the ordinary Course of Trade;  
        Insufficient Volume of Sales;  
    Third Country Exports;  
    Constructed Normal Value.

Criterion for Imposing Anti-Dumping Measures;  
Calculation of Dumping Margin;  
Material Injury;  
Factors to be Considered in Making Determinations of Material Injury;  
Casual Link between the Material Injury and the Dumped Import;  
Investigation to Determine Imposition of Anti-Dumping Measure;  
Circumstances when Investigation will be Terminated;  
Imposition and Collection of Anti-Dumping Duties.

## **Part 3 – Anti-Dumping Case: India vs. Mexico for the Importation of Acrylic Fibre**

Subject;  
Product Involve and Scope of Investigation;  
The Parties;  
Standing;  
India's Claim:  
    Like Goods;  
    Dumping and Dumping Margin;  
    Injury and Causal Link.  
Final Findings of the Ministry of Commerce of New Delhi:  
    Product under Consideration;  
    Like Articles;  
    Dumping;  
    Injury and Causal Link.  
Final Findings;  
Amount of Imposable Anti-Dumping Duty.

## **Part 4 – Actionable Forms of Dumping and Its Effect**

Actionable Forms of Dumping:  
    Predatory Dumping;

Cyclical Dumping;  
Market Expansion Dumping;  
State-Trading Dumping;  
Strategic Dumping.  
Effects of Dumping on Original and Transshipment Countries and Domestic Countries;  
The Patriotism Instance: The British Flag Scenario;  
Europe and the World Trade Directorate;  
European Commission's Investigation of Allegations of Injury to The EU Steel Industry,  
Caused by Subsidised Imports from India and Korea;  
Analysis the EU Findings:  
    Were Other Imports To Blame?  
    Does The Domestic Industry Suffer From Over Capacity?  
The UK Trade and Investment White Paper, 'Making Globalisation a Force for Good';  
Analytical Support for the Trade and Investment White Paper;  
The UK's Response to the EU Commission's Concern on the Anti-Subsidy.

## **Part 5 –Subsidy: (Countervailing) Determination and Countervailing Duties**

Defining Subsidy, in the SCM Agreement;  
Subsidy as Direct Transfer of Funds and Fiscal Benefits;  
Subsidy as Goods, Services, or Price Support;  
Why are Certain Subsidies Unfair?;  
Specific or Non-Specific Subsidies;  
Subsidies for Industrial Research and Pre-Competitive Development Activities;  
Pure Research, Industrial Research, and Pre-Competitive Research Activities, as specified in the SCM Agreement;  
Subsidies for Industrial Research and Pre-Competitive Development Activities;  
Subsidies for Disadvantaged Regions;  
Subsidies for Environmental Adaptation;  
Non-Actionable Subsidies;  
Subsidy Notification and Annual Update;  
Prohibited Subsidies;  
Remedies for Prohibited Subsidies;  
Adverse Effects of Subsidies;  
Contextualising Serious Prejudice;  
Remedies for Actionable Subsidies, Having Adverse Effect or Causing Serious Prejudice.

## **Countervailing Measures for Harmful Subsidies**

Application and Initiation of a Countervailing Investigation;  
Consultations in a Countervailing Investigation;  
The Evidence Stage in a Countervailing Investigation;  
Simultaneous Invocation of Parts II (Article 4) III (Article 7) and V (Article 10);  
Subsidy Calculation: Benefit to Recipient.

## **Part 6 –Concessions for Developing and LDC Countries & Countervailing Measures**

## **Special and Differential Treatment for Developing Countries, and Least Developed Countries (LDC)**

Exoneration from the Ascription of Prohibited Status;  
Subsidy Phase-out on Export-Competitiveness of Developing Countries;  
Developing Countries and Prohibited and Actionable Subsidies;  
Determination of Injury in a Countervailing Measures Investigation;  
Definition of a Domestic Industry, for the Purpose of Countervailing Measures;  
Imposition of Provisional Countervailing Measures.

## **Undertakings, Provisional, Definitive and Retroactive Countervailing Measures**

Undertakings, and Provisional and Definitive Countervailing Measures;  
Retroactive Imposition of Countervailing Measures;  
Imposing and Collecting Countervailing Duties.

## **Part 7 –General Agreement on Trade in Services (GATS)**

The Inception and Development of the General Agreement on Trade in Services (GATS);  
The Council for Trade in Services or Services Council;  
How Does General Agreement on Trade in Services (GATS) Work?  
Defining a Service, Under General Agreement on Trade in Services (GATS);  
Which Services Do General Agreement on Trade in Services (GATS) Incorporate?;  
General Agreement on Trade in Services (GATS) Service Modalities;  
World Trade Organisation (WTO) Participation in General Agreement on Trade in Services (GATS), Generally;  
World Trade Organisation (WTO) Commitment to Health and Social Services;  
General Agreement on Trade in Services (GATS) Trade Policy Review of Subsidies in Services;  
The Work of Services Council on Least-Developed Countries (LDCs) and E-Commerce;  
General Agreement on Trade in Services (GATS) for Least Developed Countries (LDCs);  
General Agreement on Trade in Services (GATS) and the E-Commerce Work Programme;  
The Working Party on GATS Rules (WPGR);  
General Agreement on Trade in Services (GATS) Emergency Safeguard Measures;  
Government Procurement in Services;  
General Agreement on Trade in Services (GATS) and National Security.

## **Part 8 –The Sunset Review**

The Institution of Anti-Dumping Measures;

## **Standard for Anti-Dumping Investigation – ADA Article 5**

Research Evidence of Dumping;  
Level of Damage and Duration of Anti-Dumping Measures:  
    Provisional Anti-Dumping Duty;  
    Definitive Anti-Dumping Duty Measure.  
The Principles of Sunset Review;  
Notification of Anti-Dumping Measures.



## **Part 9 - An Examination of Selected Anti-Dumping Cases from:**

Argentina  
Brazil  
Chile  
China  
Colombia  
Czech Republic  
Korea  
India  
Malaysia  
Mexico  
New Zealand  
Philippines  
South Africa  
Taiwan  
Turkey

## **Part 10 - Some Anti-Dumping Conclusions**

The Tendency of All Countries to Take Action to Protect the Interest of Their National Economies;  
The Necessitation of the Use of Subsidies and/or External Competition That Might Result In Dumping;  
Why the Same Countries That Are Against Dumping Are Themselves Engaged In Dumping;  
Credence in the UK's Stance on Subsidy and Dumping – As Positive Factors of Globalisation;  
The World Is One Large Community, With Separate Economic 'Pockets';  
The Need for a Balance in Dumping – Antidumping Stance.

### **Service Contract, incorporating Terms and Conditions**

**Click, or copy and paste the URL, below, into your Web Browser, to view our Service Contract, incorporating Terms and Conditions.**

[https://www.hrodc.com/Service\\_Contract\\_Terms\\_and\\_Conditions\\_Service\\_Details\\_Delivery\\_Point\\_Period\\_Cancellations\\_Extenuating\\_Circumstances\\_Payment\\_Protocol\\_Location.htm](https://www.hrodc.com/Service_Contract_Terms_and_Conditions_Service_Details_Delivery_Point_Period_Cancellations_Extenuating_Circumstances_Payment_Protocol_Location.htm)

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*Prof. Dr. R. B. Crawford - Director HRODC Postgraduate Training Institute*