

# WORLD TRADE ORGANIZATION

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Council for Trade in Goods  
Committee on Safeguards

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## IMMEDIATE NOTIFICATION UNDER ARTICLE 12.5 OF THE AGREEMENT ON SAFEGUARDS TO THE COUNCIL FOR TRADE IN GOODS OF PROPOSED SUSPENSION OF CONCESSIONS AND OTHER OBLIGATIONS REFERRED TO IN PARAGRAPH 2 OF ARTICLE 8 OF THE AGREEMENT ON SAFEGUARDS

### SWITZERLAND

The following communication, dated 17 May 2002, has been received from the Permanent Mission of Switzerland.

Pursuant to Article 12.5 of the Agreement on Safeguards, and in accordance with the agreed format for notifications (G/SG/1, 1 July 1996), Switzerland provides the immediate notification to the Council for Trade in Goods of proposed suspension of concessions and other obligations referred to in paragraph 2 of Article 8.

**1. Which Member is proposing suspension of concessions and other obligations referred to in Article 8.2**

Switzerland.

**2. Specify the measure, the product subject to the measure, the WTO document that notified the safeguard measure, and the Member imposing the measure in relation to which the Member is proposing suspension of concessions and other obligations referred to in Article 8.2**

The measure imposed by the United States consists of an increase in duty on imports of certain flat steel, hot-rolled bar, cold-finished bar, rebar, certain welded tubular products, carbon and alloy fittings, stainless steel bar, stainless steel rod, tin mill products and stainless steel wire and a tariff rate quota on imports of slabs, for a period of three years and one day starting 20 March 2002.

It was notified in WTO document documents G/SG/N/10/USA/6, G/SG/N/11/USA/5 (14 March 2002); G/SG/N/10/USA/6/Suppl.1 and G/SG/N/11/USA/5/Suppl.1 (15 March 2002); G/SG/N/10/USA/6/Suppl.2 and G/SG/N/11/USA/5/Suppl.2 (18 March 2002); G/SG/N/10/USA/6/Corr.1 and G/SG/N/11/USA/5/Corr.1 (20 March 2002); G/SG/N/10/USA/6/Corr.2 and G/SG/N/11/USA/5/Corr.2 (25 March 2002); G/SG/N/10/USA/6/Suppl.3 and G/SG/N/11/USA/5/Suppl.3 (27 March 2002) and G/SG/N/10/USA/6/Suppl.4 and G/SG/N/11/USA/5/Suppl.4 (12 April 2002).

**3. Describe the proposed suspension of concessions and other obligations referred to in Article 8.2, and the proposed date from which it will come into effect**

The proposed suspension of the application of substantially equivalent concessions and other obligations under GATT 1994 to the trade of the United States takes the form of an increase in duty on selected products originating in the United States, as indicated in Annex I.

The substantially equivalent concessions or other obligations under GATT 1994 were calculated as indicated in Annex II.

Without prejudice of the effective exercise of its right to suspend substantially equivalent concessions or other obligations referred to in Article 8.2, Switzerland hereby reserves its right to apply the proposed suspension as regards Annex I from 20 March 2005 or from the fifth day following the date of a decision from the WTO Dispute Settlement Body that the safeguard measure imposed by the United States is incompatible with the WTO Agreements, if that is the earlier, and until the United States' safeguard measure is lifted.

## ANNEX I

The products covered are determined, within the Annex, by HS codes (8 digits) only.

Description and HS codes	Additional duty SFr/100 kg. gross
Meat of bovine animals, fresh or chilled: - Other cuts with bone in: - - Other: - - - Within the limits of the tariff quota (Q. No. 5)	
0201.2091	112.23
Meat of bovine animals, fresh or chilled: - Boneless: - - Other: - - - Within the limits of the tariff quota (Q. No. 5)	
0201.3091	112.23
Fruit juices (including grape must) and vegetable juices, unfermented and not containing added spirit, whether or not containing added sugar or other sweetening matter: - Orange juice: - - Frozen: - - - Not containing added sugar or other sweetening matter	
2009.1110	9.88
- - Not frozen, of a Brix value not exceeding 20: - - - Not containing added sugar or other sweetening matter	
2009.1210	9.88
- - Other: - - - Not containing added sugar or other sweetening matter	
2009.1930	9.88
- Grapefruit juice: - - Of a Brix value not exceeding 20: - - - Not containing added sugar or other sweetening matter	
2009.2110	9.88
- Mixtures of juices: - - Other: - - - Other, not containing added sugar or other sweetening matter: - - - - Other: - - - - - Other	

Description and HS codes	Additional duty SFr/100 kg. gross
2009.9069	4.94
<p>Wine of fresh grapes, including fortified wines; grape must other than that of heading No. 2009:</p> <ul style="list-style-type: none"> <li>- Other wine; grape must with fermentation prevented or arrested by the addition of alcohol:</li> <li>- - In containers holding 2 litres or less:</li> <li>- - - Natural wines:</li> <li>- - - - White:</li> <li>- - - - - Within the limits of the tariff quota (Q. Nos. 23 to 25)</li> </ul>	
2204.2121	35.29
<ul style="list-style-type: none"> <li>- - Other:</li> <li>- - - Natural wines:</li> <li>- - - - Wines for drinking:</li> <li>- - - - - Red:</li> <li>- - - - - - Within the limits of the tariff quota (Q. Nos. 23 to 25):</li> <li>- - - - - - - Of an alcoholic strength by volume exceeding 13% vol.</li> </ul>	
2204.2931	29.64
<p>Undenatured ethyl alcohol of an alcoholic strength by volume of less than 80% vol.; spirits, liqueurs and other spirituous beverages:</p> <ul style="list-style-type: none"> <li>- Whiskies:</li> <li>- - In containers holding more than 2 litres</li> </ul>	
2208.3010	26.12
<ul style="list-style-type: none"> <li>- - In containers holding not more than 2 litres</li> </ul>	
2208.3020	26.82
<p>Preparations of a kind used in animal feeding:</p> <ul style="list-style-type: none"> <li>- - In airtight containers:</li> <li>- - - Other</li> </ul>	
2309.1029	7.76
<p>T-shirts, singlets and other vests, knitted or crocheted:</p> <ul style="list-style-type: none"> <li>- Of cotton</li> </ul>	
6109.1000	114.77
<ul style="list-style-type: none"> <li>- Of other textile materials</li> </ul>	

Description and HS codes	Additional duty SFr/100 kg. gross
6109.9000	298.43
Men's or boys' suits, ensembles, jackets, blazers, trousers, bib and brace overalls, breeches and shorts (other than swimwear): - Trousers, bib and brace overalls, breeches and shorts: - - Of cotton	
6203.4200	140.18
- - Of synthetic fibres	
6203.4300	423.50
Ball point pens; felt-tipped and other porous-tipped pens and markers; fountain pens, stylograph pens and other pens; duplicating stylos; propelling or sliding pencils; pen-holders, pencil-holders and similar holders; parts (including caps and clips) of the foregoing articles, other than those of heading No. 9609: - Ball point pens: - - Other:	
9608.1090	55.05

## ANNEX II

The substantially equivalent concessions or other obligations under GATT 1994 were calculated as follows:

The US measure affects \$20,923,000 of Swiss exports, to which the application of the US increase in duty results in \$3,732,000 of duty collected. Detail is provided in Table 1.

Table 1

	CH exports (\$)	US Increase in duty	Duty collected (\$)
Products subject to 30% increase in duty (certain flat steel, hot-rolled bar, cold-finished bar, tin mill products and slabs)	5,597,000	30%	1,679,000
Products subject to 15% increase in duty (rebar, certain welded tubular products, stainless steel bar, stainless steel rod)	10,658,000	15%	1,599,000
Products subject to 13% increase in duty (carbon and alloy fittings)	1,606,000	13%	209,000
Products subject to 8% increase in duty (stainless steel wire)	3,032,000	8%	245,000
Total	20,923,000		3,732,000

To maintain a substantially equivalent level of concessions and other obligations under GATT 1994, as regards selected products listed in Annex II, Switzerland's proposed suspension of concession would affect \$36,562,424 of Swiss imports originating in the US and would result in \$3,022,529 of duty collected.

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