

ANUP WADHAWAN



वाणिज्य सचिव
भारत सरकार
नई दिल्ली-110011
**COMMERCE SECRETARY
GOVERNMENT OF INDIA
NEW DELHI-110011**

D.O. No. 4/21/2018-DGTR(Pt-I)

19th March 2020

Dear Secretary,

As you would be aware, the benefits of free trade are under-pinned on the adoption of fair trade practices by all concerned, including in undertaking exports to overseas destinations, so as to enable a level playing field for all stakeholders. Trade remedial measures provided under WTO agreements, as operationalized under the Customs Tariff Act, 1975 and rules made thereunder, can be used to curb such unfair trade practices like dumping and subsidization, and address injury causing import surges.

2. The Directorate General of Trade Remedies (DGTR), a quasi-judicial body under the Department of Commerce, Ministry of Commerce and Industry, recommends various trade remedial measures viz. Anti-Dumping Duty, Counter-vailing Duty and Safeguard measures after the prescribed investigation of the complaints filed by the domestic industry regarding the aforesaid unfair trade practices / import surges that result in injury. Anti-dumping duty is recommended against dumping of goods at a lower price than the price in their domestic markets; countervailing duties are recommended against the subsidies given by foreign countries to their manufacturing and exports, and safeguard duty is prescribed against surge in imports.

3. Similarly, domestic manufacturers and exporters may also be subjected to trade remedy investigations by trade authorities of the importing countries, which may at times be unfair. They may require legal assistance to contest these cases. In addition to the above roles in protecting our domestic industry against unfair imports, DGTR, through its trade defence wing, also extends legal support to exporters facing such investigations in other countries for imposition of countervailing duty or anti-dumping duty.

4. There is, however, a need for creating widespread awareness among all stakeholders, particularly the MSMEs, regarding the availability of these measures for addressing injury to domestic industry from imports or defending against investigations being conducted by any other country. Accordingly, DGTR has publicized these measures through newspaper advertisements to sensitize domestic industry and exporters. These advertisements have also been published in the vernacular languages, so that small entrepreneurs located in the remote corners of the country may potentially become aware of such opportunities. The reach and effectiveness of this campaign will increase manifold if the advertisements published in newspapers, a copy of which is attached, are widely circulated / distributed among the relevant stakeholders associated with your Ministry/Department.

5. I request you to kindly circulate these advertisements to all industry associations, producers' organizations, MSMEs, exporters and all stakeholders concerned associated with your Ministry/Department, to make them aware of the trade remedy measures and assistance available, as above, so that they can file timely and complete applications based on sound data and analysis, with DGTR, against unfair trade activities or seek assistance for defending trade remedial investigations launched by other countries.

With kind regards,

Yours Sincerely,

Anup Wadhawan.

[Anup Wadhawan]

Secretaries of all Ministries/Departments
Government of India