Measures that the Union may take concerning anti-dumping and anti-subsidy matters. Codification

2014/0163(COD) - 11/03/2015 - Final act

PURPOSE: codification of Council Regulation (EC) No 1515/2001 on the measures that may be taken by the Community following a report adopted by the WTO Dispute Settlement Body concerning anti-dumping and anti-subsidy matters.

LEGISLATIVE ACT: Regulation (EU) 2015/476 of the European Parliament and of the Council on the measures that the Union may take following a report adopted by the WTO Dispute Settlement Body concerning anti-dumping and anti-subsidy matters (codification).

CONTENT: the Regulation codifies and repeals Council Regulation (EC) No 1515/2001 which has been substantially amended on several occasions.

The new Regulation establishes specific provisions with a view to permitting the Union, where it considers this appropriate, to bring a measure taken under Regulation (EC) No 1225/2009 or Regulation (EC) No 597/2009 into conformity with the recommendations and rulings contained in a report adopted by the Dispute Settlement Body (DSB) of the World Trade Organisation (WTO).

In concrete terms, the Commission may: (i) repeal or amend the disputed measure; or (ii) adopt any other special implementing measure deemed to be appropriate in the circumstances in order to bring the Union into conformity with the recommendations and rulings contained in the report. In addition, the Commission should be able, where appropriate, to suspend or review such measures.

Any measures taken under the Regulation will take effect from the date of their entry into force, unless otherwise specified, and, therefore, do not provide any basis for the reimbursement of the duties collected prior to that date.

Implementation measures will be adopted in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council

The advisory procedure will be used for the suspension of measures for a limited period of time given the effects of such measures.