Measures that the Union may take in relation to the combined effect of anti-dumping or anti-subsidy measures with safeguard measures. Codification

2014/0164(COD) - 11/03/2015 - Final act

PURPOSE: to codify Council Regulation (CE) n° 452/2003 on measures that the Community may take in relation to the combined effect of anti-dumping or anti-subsidy measures with safeguard measures.

LEGISLATIVE ACT: Regulation (EU) 2015/477 of the European Parliament and of the Council on measures that the Union may take in relation to the combined effect of anti-dumping or anti-subsidy measures with safeguard measures (codification).

CONTENT: this Regulation codifies and repeals Council Regulation (EC) n° 452/2003 which has been substantially amended several times.

The importation of certain goods may be subject to **both anti-dumping or anti-subsidy measures on the one hand and safeguard tariff measures** on the other. The new Regulation has specific provisions to enable the Commission, where it considers it appropriate, to take action with a view to ensuring that a combination of anti-dumping or anti-subsidy measures with safeguard tariff measures on the same product does not impose on exporting producers seeking to export to the Union onerous burdens and to ensuring that they continue to have access to the Union market.

Where the Commission considers that a combination of anti-dumping or anti-subsidy measures with safeguard tariff measures on the same imports could lead to effects greater than is desirable in terms of the Union's trade defence policy, it may adopt:

- measures to amend, suspend or repeal existing anti-dumping and/or anti-subsidy measures;
- measures to exempt imports in whole or in part from anti-dumping or countervailing duties which would otherwise be payable;
- any other special measures considered appropriate in the circumstances.

Any amendment, suspension or exemption shall be limited in time and shall apply only when the relevant safeguard measures are in force.

In order to ensure uniform conditions for the implementation of this Regulation, implementing powers are conferred on the Commission.

ENTRY INTO FORCE: 16.4.2015.