

103D CONGRESS
1ST SESSION

H. CON. RES. 193

To express the sense of Congress regarding negotiation objectives for the Uruguay Round of the General Agreement on Trade and Tariffs (GATT).

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 22, 1993

Mr. REGULA (for himself, Mr. LEVIN, Mr. MINETA, Mr. OBERSTAR, Mr. YATES, Mr. COSTELLO, Mr. APPELATE, Mr. VISCLOSKY, Mr. HUGHES, Mr. EDWARDS of California, Mr. BOEHNER, Mr. FILNER, Mr. CONYERS, Mr. LIPINSKI, Mr. LANCASTER, Mrs. BENTLEY, Mr. MURTHA, Mrs. LOWEY, Ms. ESHOO, Mr. DEFazio, Mr. CARDIN, Mr. GENE GREEN of Texas, Mr. PASTOR, Mr. RIDGE, Mr. WELDON, Mr. CARR of Michigan, Mr. GEKAS, Mr. LAFALCE, Mr. CLAY, Ms. LONG, Mr. MCDADE, Mr. PALLONE, Mr. STOKES, Mr. DINGELL, Mr. HINCHEY, Mr. VENTO, Mr. MCHALE, Mr. PAYNE of Virginia, Mr. BROWN of Ohio, Mr. HUNTER, Mr. RUSH, Mr. CRAPO, Mr. SLATTERY, Mr. MARKEY, Mrs. MINK, Mr. BROWN of California, Ms. KAPTUR, Mr. COYNE, Mr. KILDEE, Mr. OBEY, Mr. RAHALL, Mr. SANGMEISTER, Mr. SAWYER, Mr. SYNAR, Mr. BOEHLERT, Mr. QUINN, Mr. ROEMER, Ms. FURSE, Ms. MARGOLIES-MEZVINSKY, Mr. MOLLOHAN, Mr. NEAL of Massachusetts, Mrs. KENNELLY, Mr. PICKLE, Mr. BONIOR, Mr. HOUGHTON, and Miss COLLINS of Michigan) submitted the following concurrent resolution; which was referred to the Committee on Ways and Means

CONCURRENT RESOLUTION

To express the sense of Congress regarding negotiation objectives for the Uruguay Round of the General Agreement on Trade and Tariffs (GATT).

1 *Resolved by the House of Representatives (the Senate*
2 *concurring),*

1 **SECTION 1. INTERNATIONAL TRADE AGREEMENTS ON**
2 **ANTIDUMPING AND TRADE DISTORTING**
3 **SUBSIDIES.**

4 (a) It is the sense of Congress that the President
5 shall not enter into any international trade agreement on
6 antidumping requiring changes in United States anti-
7 dumping laws which would reduce the effectiveness of such
8 laws as a remedy against injurious dumped imports. In
9 this regard, the Congress strongly urges the President to
10 review carefully the provisions on antidumping contained
11 in the Draft Final Act Embodying the Results of the Uru-
12 guay Round of Multilateral Trade Negotiations proposed
13 by the Director-General of the General Agreement on Tar-
14 iffs and Trade on December 21, 1991, and to seek those
15 changes in such provisions that are necessary to maintain
16 and to strengthen the effectiveness of United States anti-
17 dumping laws, including, but not limited to, changes pro-
18 posed by the United States in December 1992, any
19 changes needed to clarify the continuing right to cumulate
20 and cross-cumulate imports under investigation, and the
21 prohibition of procedures to sunset dumping and counter-
22 vailing duty orders.

23 (b) It is the sense of Congress that the United States
24 Government shall not, as a matter of official policy, con-
25 done or legitimize the use by foreign governments of trade

1 distorting subsidies, including development subsidies, that
2 cause material injury to industries in the United States.

3 **SEC. 2. PRINCIPAL TRADE NEGOTIATION OBJECTIVES OF**
4 **THE UNITED STATES CONCERNING DISPUTE**
5 **SETTLEMENT MECHANISMS WITH RESPECT**
6 **TO UNITED STATES COUNTERVAILING DUTY**
7 **AND ANTIDUMPING ACTIONS.**

8 (a) It is the sense of Congress that the United States
9 not enter into any international trade agreement on dis-
10 pute settlement contained in the Draft Final Act Embod-
11 ing the Results of the Uruguay Round of Multilateral
12 Trade Negotiations proposed by the Director-General of
13 the General Agreement on Tariffs and Trade on December
14 21, 1991, unless with respect to review of countervailing
15 duty and antidumping duty actions taken by a signatory
16 to the General Agreement on Tariffs and Trade (GATT)
17 under its national laws, the dispute settlement mecha-
18 nisms and procedures shall not allow—

19 (1) the review of issues that were not properly
20 presented to the investigating authorities for resolu-
21 tion during the administrative proceeding conducted
22 under such laws;

23 (2) the review of issues before the conclusion of
24 the administrative proceeding conducted under such
25 laws;

1 (3) the conducting of an independent de novo
2 investigation of the circumstances leading to such
3 actions; and

4 (4) where a signatory to the GATT provides for
5 the administrative or judicial review, by an inde-
6 pendent body, of factual issues with respect to coun-
7 tervailing duty and antidumping actions, the exten-
8 sion of the review beyond whether the laws and reg-
9 ulations of that signatory, and the interpretation of
10 such laws and regulations by that signatory, are con-
11 sistent with the General Agreement on Tariffs and
12 Trade.

13 In reaching the principal negotiating objectives described
14 in this Act, and in section 1101 of the Omnibus Trade
15 and Competitiveness Act of 1988, all necessary actions
16 shall be taken to promote strong and effective limitations
17 on the scope of and standards applicable to any review
18 of countervailing duty or antidumping duty actions under
19 the dispute settlement mechanisms and procedures de-
20 scribed in this section.

21 **SEC. 3. GLOBAL STRUCTURAL EXCESS CAPACITY.**

22 It is the sense of Congress that the principal negotiat-
23 ing objective of the United States regarding situations of
24 global structural excess capacity is to negotiate multilat-

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1 eral rules to permit rapid realignment of capacity to
2 demand.

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