

# WORLD TRADE ORGANIZATION

G/SG/N/1/AUS/2/Suppl.1  
16 December 2005

(05-6102)

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Committee on Safeguards

Original: English

## NOTIFICATION OF LAWS AND ADMINISTRATIVE PROCEDURES RELATING TO SAFEGUARD MEASURES

### AUSTRALIA

#### Supplement

The following communication, dated 16 December 2005, is being circulated at the request of the Delegation of Australia.

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Pursuant to Article 12.6 of the Agreement on Safeguards and the related decision by the Committee on Safeguards (G/SG/N/1), Australia notifies the Committee of an amendment to its general procedures relating to safeguard measures.

These amendments have arisen as a result of Australia entering into Free Trade Agreements with Singapore, Thailand and the United States.

**AMENDMENT OF GENERAL PROCEDURES FOR INQUIRIES BY THE PRODUCTIVITY  
COMMISSION INTO WHETHER SAFEGUARD ACTION IS WARRANTED UNDER THE  
AGREEMENT ESTABLISHING THE WORLD TRADE ORGANIZATION**

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In order to comply with the requirements of the Singapore Australia Free Trade Agreement, the Australia United States **Free Trade** Agreement and the Thailand Australia Free Trade Agreement, this notice amends the General procedures for inquiries by the Productivity Commission into whether safeguard action is warranted under the Agreement establishing the World Trade Organization Instrument.

*Note* The general procedures were published in Commonwealth *Gazette* No S 297 of 25 June 1998, and notified to the World Trade Organization. The general procedures relate to inquiries into safeguard action by the Productivity Commission in respect of a reference under Parts 2 and 3 of the *Productivity Commission Act* 1998.

**Amendments**

(section 3)

**[1] Paragraph 5 (a)**

*omit*

which shall be excluded from the inquiry; and

*insert*

which shall be excluded; and

**[2] Paragraph 5 (b)**

*omit*

imports of the product.

*insert*

imports of the product; and

**[3] After paragraph 5 (b)**

*insert*

- (c) product determined to be of Singapore origin pursuant to the Singapore Australia Free Trade Agreement, which shall be excluded; and
  - (d) product determined to be of United States origin pursuant to the Australia United States Free Trade Agreement, which may be excluded if those imports are not a substantial cause of serious injury, **or threat thereof**; and
  - (e) product determined to be of Thai origin pursuant to the Thailand Australia Free Trade Agreement, which may be excluded if those imports are not a cause of serious injury **or threat thereof or of serious damage or actual threat thereof**.
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