

1 ARTICLE 10 OF THE AGREEMENT ON SUBSIDIES AND COUNTERVAILING MEASURES .1

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Application of Article VI of GATT 1994

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(footnote original) ³⁵ The provisions of Part II or III may be invoked in parallel with the provisions of Part V; however,

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on any product of the territory of any Member imported into the territory of another Member is in accordance with the provisions of Article VI of GATT 1994 and the terms of this Agreement. Countervailing duties may only be imposed pursuant to investigations initiated ³⁷ and conducted in accordance with the provisions of this Agreement and the Agreement on Agriculture.

(footnote original) ³⁶ The term "countervailing duty" shall be understood to mean a special duty levied for the purpose of offsetting any subsidy bestowed directly or indirectly upon the manufacture, production or export of any merchandise, as provided for in paragraph 3 of Article VI of GATT 1994.

(footnote original) ³⁷ The term "initiated" as used hereinafter means procedural action by which a Member formally commences an investigation as provided in Article 10.6 of the SCM Agreement.

¹ mandates the Committee on Subsidies and Countervailing Measures (SCM Committee) to continue the review of the countervailing duty provisions of the Agreement on Subsidies and Countervailing Measures (SCM Agreement). Paragraph 10.3 also requests that the SCM Committee report to the General Council by 31 July 2002. As regards the requirement to report to the General Council, the Chairman of the SCM Committee submitted a report on 30 July 2002. ² The General Council took note of the report at its meeting on 8 July 2002. ³

2. At its regular meetings of 26 April and 25 October 2016, the SCM Committee discussed a proposal from Brazil ⁴ [G/SCM/36](#) and [G/SCM/38](#).

³ [WT/GC/M/75](#), item 16.

⁴ [G/SCM/W/567](#) - [G/SG/W/236](#)

