

LEI News Letter

Feb. 2006

Imports of Beef Products from Japan

The Canadian Food Inspection Agency (CFIA) has announced it will now allow imports of meat products derived from fresh (frozen, chilled) beef from Japan. The amended Conditions for Importation of Meat Products from Japan to Canada can be found on the CFIA website at:

<http://www.inspection.gc.ca/english/anima/meavia/mmopmmhv/chap10/annexsa/jape.shtml>

Anti Dumping – Bicycle and Bicycle Frames from Taipei and PRC

On January 18, 2006 the CBSA announced the conclusion of the re-investigation respecting bicycles, assembled or unassembled, originating in or exported from Chinese Taipei and the Peoples Republic of China, with wheel diameters of 16 inches (40.64cm) and greater, (excluding bicycles with a selling price greater than C\$225.00 or those with foldable frames) and bicycle frames, originating in or exported from Chinese Taipei and the Peoples Republic of China, (excluding those with a selling price greater than C\$50.00), initiated on July 18, 2005. The review of the normal values and export prices is part of the CBSA's enforcement of the CITT's injury finding of Dec. 11, 1992 and continued on Dec. 10, 1997 and Dec. 9, 2002.

Where interim normal values for the 2005 model year were found to be significantly understated, all interim normal values for the model year were recalculated and finalized. The finalized values will apply retroactively to all models that were released from customs after Sept. 1, 2004 and may result in additional anti-dumping duty being assessed against importers.

The 2006 interim normal values and export prices will normally remain in effect until Aug. 31, 2006. The CBSA will periodically review the interim normal values and finalize them as appropriate. Importers and exporters will be notified of any such review. To ascertain their liability for anti-dumping duty, importers should contact their exporters to obtain the applicable interim normal values. Any questions on this issue may be directed to:

Anti-Dumping and Countervailing Program
Canada Border Services Agency
10th Floor, 100 Metcalf Street
Ottawa, ON K1A 0L8
Brian Hodgson – 613-954-7237
Richard Killeen – 613-954-7236

Anti-Dumping – Garlic from China and Vietnam

The following announcement has been made by the CITT.

On August 26, 2005 the Canadian International Trade Tribunal (the Tribunal) issued a notice of expiry review to all parties advising them that it would initiate an expiry review, under Section 76.03 of the Special Import Measures Act (SIMA), respecting:

- its findings made on May 2, 2001 in Inquiry No. NQ-2000-006, concerning garlic, fresh or frozen, originating in or exported from the People's Republic of China (China) and Vietnam, excluding fresh garlic subject to the finding made in Inquiry No. NQ-96-002; and

- its order made on March 20, 2002 in Expiry Review No. RR-2001-001, continuing without amendment, its finding made on March 21, 1997, in Inquiry No. NQ-96-002, concerning fresh garlic originating in or exported from China, imported into Canada from July 1 to December 31, inclusive, of each calendar year.

On December 22, 2005 the President of the Canada Border Services Agency (CBSA) determined that, pursuant to subsection 76.03(7) of SIMA, the expiry of the finding and order was likely to result in the continuation or resumption of dumping of the subject goods.

The Tribunal's notice of expiry review gave interested parties until January 3, 2006 to file notices of participation in the expiry review. The notice also gave domestic growers until January 6, 2006 to reply to Part E of the domestic grower's expiry review questionnaire. As of January 25, 2006 the Tribunal has received no responses to the questionnaire and no notices of participation. In addition, the CBSA received no questionnaire responses from domestic growers, importers or foreign producers.

In view of the fact that there are no parties participating in the process and that no information has been filed on the factors to be considered by the Tribunal in an expiry review, it is not possible for the Tribunal to make a determination that a continuation or resumption of dumping will likely cause material injury to the domestic industry. Therefore, the Tribunal hereby determines, pursuant to 76.03(10) of SIMA, that the expiry of the finding and order is unlikely to result in injury. The public hearing scheduled for March 13, 2006 is cancelled.

The Tribunal will issue orders, with reasons, rescinding the finding and order when they expire on May 1, 2006 and March 19, 2007 respectively.

CN Brampton Intermodal Yard Storage Reminder

CN Rail has issued a reminder that effective March 1, 2006, CN will provide one (1) day of free time on loaded or empty standard containers and containers requiring protective service at its Brampton Intermodal Yard. This one day of free time will include Saturdays, Sundays and legal holidays, where CN Brampton is open, commencing at 4:00 am after the day of placement for pickup. After free time has expired a charge of \$200.00 per 24 hour period, up to and including the day of departure or removal from storage, will be assessed.

CTSA Announces Freight Rate Increase

Member shipping lines of the Canada Transpacific Stabilization Agreement (CTSA) have announced increases to the 2006 freight rates.

“Effective April 1, 2006, rates across the board are to be increased by US\$200.00 per 40-foot container (FEU) for local Vancouver, BC cargo and US\$400.00 per FEU for all other destinations. A second US\$400.00 per FEU adjustment to all destinations is scheduled to take effect on July 1, 2006. CTSA lines will implement a final increase, effective Oct. 1, 2006, with the amount to be determined and announced in late summer.”

Should there be any questions on any issue in this news letter, please contact your nearest LEI office.