

23 The "cost of dislocation" of workers is examined in more detail in the associated study by J. Alan. Cost of Dislocation: An Investigation to the Nature and Magnitude of Labour Adjustment Problems in the Canadian Footwear Industry. Appendix B to that study indicates how the "monetary value of leisure time" is included in the calculation of worker income after lay-off. This does not appear to take into account the proposition that the marginal utility of leisure, when there is an over-supply of leisure, i.e. unemployment, is negative.

24 USITC, op. cit.

25 USITC 1553, July 24, 1984 and Memorandum of the President to the United States Trade Representative, September 24, 1984, 49 Federal Register, No. 184, September 20, 1984.

26 USITC. Economic Effects of Export Restraints (cited footnote 18), p. 11.

27 USITC. Op. cit., p. viii.

28 See Noel Hemmendinger: "Shifting Sands: An Examination of the Philosophical Basis of U.S. Trade Laws" in Jackson et.al. (eds.) International Trade Policy/The Lawyer's Perspective, Matthew Bender, 1985, at 2.02.

29 Morkre and Tarr. 1980, p. 196.

30 A recent and substantial example of such an FTC brief is Non-rubber Footwear, Investigation No. TA-201-55/ Prehearing Brief by the Federal Trade Commission, April 1985, before the USITC.

31 Statement of the United States Department of Justice, Investigation 731-TA-38 Preliminary, before the USITC, March 9, 1981.

32 Department of Justice, op. cit., p. 3.

33 J.F. Bellis has noted one EEC anti-dumping case in which the community authorities did not levy a duty because of the anti-competitive practices of the EEC industry. J.F. Bellis, "La Règlementation Anti-dumping de la Communauté Économique Européenne", 15 Cahiers de Droit Européen, 1979, Nos. 5-6, Note 66 at p. 516.

34 Tumilir. "The New Protectionism, Cartels and International Trade", photocopy, p. 3.

35 See the letter of the U.S. Attorney General of 18 February 1981 to USTR: reproduced as an Annex to Chapter VI.

36 Canada, Special Import Measures Act; 1984, Section 2, Sections 49-54.

37 Such considerations may have been involved in the decision by the Canadian authorities, in drafting the Anti-dumping Act of 1968, to not provide for "undertakings".