

22 U.S. Trade Act, 1974, Section 202, (c) (4), at page 38.

23 For a discussion of the role of the U.S. Justice Department Anti-Trust Division in intervention in U.S. "escape clause" hearings before the ITC, and its role in the inter-agency formulation of advice to the President with regard to IT "escape clause" recommendations, see Joel Davidow. "U.S. Competition Laws and Non-Tariff Barriers" in Commission Droit et Vie des Affaires, Université de Liège: Aides et Mesures de Sauvegard en Droit International Économique, 1979, at p. 224-225.

24 Canada, Special Import Measures Act (SIMA) Section 45(1).

25 Canada, SIMA, Sections 103 and 104.

26 Department of Trade, Trade Policy, 1981; cited footnote 6, Chapter III.

27 (EEC) No. 3528/82 of 23 December 1982.

28 House of Lords Select Committee on the European Communities, 27th Report, 83-84: The Distribution, Servicing and Pricing of Motor Vehicles, HMSO, 1984; see footnote 6 to Chapter IV.

29 See the discussion in Chapter IV regarding the role of "parallel" imports within the EEC.

30 J.O. No. C111/13, 21 Oct. 1972.

31 J.O. No. L343/19, 21 Dec. 1974, J.O. No. L 29/26, 3 Feb. 1975.

32 To examine the various proposals for "crisis cartels" in the EEC, and the scope for such cartels under the Treaty of Rome (and under the Treaty of Paris establishing the ECSC) is too detailed an issue to be discussed here. See generally Commission Droit et Vie des Affaires de l'Université de Liège: Aides et Mesures de Sauvegarde en Droit International Économique, Liège, 1979, especially René Joliet: "Cartelization, Dirigisme et Crise dans la Communauté Européenne" which examines in some detail the development of the jurisprudence of "crisis cartels" in German law, in the EEC Treaty, and in the treaty establishing the ECSC. See also "Kind Hearts and Cartels" The Economist, Nov. 13, 1982, for discussion of the proposed cartels for synthetic fibres and petrochemicals.

33 Joliet, op. cit., p. 32.

34 For a comprehensive discussion of U.S. and EEC steel trade policies, see: Kent Jones: Impasse and Crisis in Steel Trade Policy, London, T.P.R.C., 1983.

35 Tumlin: "The New Protectionism. . .", see footnote 24, Chapter I.

36 One may hope that the Leutwiler report, which comes down clearly in favour of maintaining the existing rule of non-discrimination in the application of Article XIX measures, will be the last word in the long and damaging debate