

- (b) (i) If, in any Quarter, exports of Softwood Lumber Products from the Region to the United States exceed the sum of: (1) the total Regional production of those products during the Quarter; and (2) the total Regional inventory of those products during the Quarter, Canada shall impose retroactively on the exporters responsible for any such excess a charge equal to \$C X, where X is determined according to the following formula:

$X = (\$C 200 \text{ multiplied by MBF export volume in excess of the sum of the exporter's total Regional production during the Quarter and the exporter's total Regional inventory during the Quarter}),$

- (ii) Canada shall provide to the United States within 75 days after the end of each Quarter data on: (1) the total Regional production of Softwood Lumber Products during the Quarter; (2) the total Regional inventory of Softwood Lumber Products produced from timber originating in the Region during the Quarter; and (3) the volume of Softwood Lumber Products exported from the Region to the United States during the Quarter, and
- (iii) if either Party identifies any excess exports described in clause (i), the Parties and the province concerned shall consult and exchange pertinent data concerning such excess exports.

### ARTICLE XIII

#### Institutional arrangements

##### A. Private Initiatives

1. The Parties shall encourage interested Persons in Canada and the United States to create the binational industry council described in Annex 13.