

Chapter Nineteen

Binational Panel Dispute Settlement in Antidumping and Countervailing Duty Cases

Article 1901: General Provisions

1. The provisions of Article 1904 shall apply only with respect to goods that the competent investigating authority of the importing Party, applying the importing Party's antidumping or countervailing duty law to the facts of a specific case, determines are goods of the other Party.
2. For the purposes of Articles 1903 and 1904, panels shall be established in accordance with the provisions of Annex 1901.2.

Article 1902: Retention of Domestic Antidumping Law and Countervailing Duty Law

1. Each Party reserves the right to apply its antidumping law and countervailing duty law to goods imported from the territory of the other Party. Antidumping law and countervailing duty law include, as appropriate for each Party, relevant statutes, legislative history, regulations, administrative practice, and judicial precedents.
2. Each Party reserves the right to change or modify its antidumping law or countervailing duty law, provided that in the case of an amendment to a Party's antidumping or countervailing duty statute:
 - a) such amendment shall apply to goods from the other Party only if such application is specified in the amending statute;
 - b) the amending Party notifies the other Party in writing of the amending statute as far in advance as possible of the date of enactment of such statute;
 - c) following notification, the amending Party, upon request of the other Party, consults with the other Party prior to the enactment of the amending statute; and