

## Questions and Answers

### SOFTWOOD LUMBER FTA INJURY PANEL

#### QUESTION

What happens now? Will Canadian exporters still be subject to duties?

#### ANSWER

The International Trade Commission (ITC) will have to respond to the panel by reviewing the injury determination in light of this panel's findings. The ITC has 90 days in which to provide a redetermination.

Until the remand process in both the subsidy and injury panels is over, Canadian exporters will continue to be subject to the duty. However, such duties will be refunded with interest if the countervailing duty is reduced or eliminated.

#### QUESTION

Is this the end of this dispute?

#### ANSWER

There could be further remands of either the subsidy or injury determinations.

#### QUESTION

How many remands can there be?

#### ANSWER

Panels are required to reach a final decision as expeditiously as possible. In all but three previous panel cases, a final panel decision was issued after the first remand. In the raspberry dumping case, the pork subsidy case and most recently, in the swine administrative review case, there were two remands, following which the panel rendered its final decision.