

5 See Council Regulation (EEC) No. 2176/84, Official Journal of the European Communities, (O.J.) 30.7.84, No. L201/12, Article 12(1), for the regulations regarding "protection against dumped or subsidized imports"; for an example of the manner in which the "interests of the community" are invoked, see "Re a Definitive Anti-dumping Duty on Certain Acrylic Fibres Originating in the United States of America", 1981 C.M.L.R., 90, p. 96, para 34: "In these circumstances, protection of the community's interests call for the definitive collection..."

6 Canada, Anti-dumping Act, 1968-69, c. 10, Section 7; Special Import Measures Act, 1984, Section 14.

7 Department of National Revenue/Customs and Excise, Memorandum D41-1, June 30, 1972, Section 24.

8 Duties were remitted on imports into particular regions, under the Financial Administration Act, in February 1978.

9 See Finger, et.al., op. cit.

10 See Havana Charter (footnote 2 above); the GATT broadly corresponds with Chapter IV of the Havana Charter: "Commercial Policy". For a detailed guide to the differences between the Havana Charter provisions and the GATT, see GATT Analytical Index.

11 United Nations Conference on Trade and Development, United Nations, New York, TD/RBP/Conf./10/Rev./.

12 For a discussion of why tariffs were preferred to quantitative controls, see Harry C. Hawkins: Commercial Treaties and Agreements /Principles and Practice, New York, Rinehart & Co. 1951; especially Chapter XV "Quantitative Restrictions". Hawkins was the senior State Department official through the 1930's and WWII dealing with trade agreements, and implementing the Reciprocal Trade Agreements Program of Cordell Hull; he played a key role in developing the U.S. approach to commercial policy in the period. He was, for example, Keynes' interlocutor when Keynes discussed the post-war trade arrangements in Washington. See R.F. Harrod: The Life of John Maynard Keynes, London, Macmillan, 1951, p. 513 and subsequently.

13 Hawkins, op. cit., p. 159.

14 At page 17 of GATT: BISD, Volume IV: Text of the General Agreement, 1969.

15 For an authoritative discussion on this issue, see Hawkins, op. cit. 106-107.

16 See GATT, at page 1 (declaratory preface).

17 See Rodney de C. Grey: "Some Commercial Policy Problems Ahead", Toronto, The Conference Board of Canada, September 26, 1979. "...It is certainly not clear that the new system, or better, the strengthened, re-designed, highly articulated, regulatory system, will be less restrictive of