

Regulation (EU) 2016/1037 of the European Parliament and of the Council of 8 June 2016 on protection against subsidised imports from countries not members of the European Union (codification)

Article 1	Principles
Article 2	Definitions
Article 3	Definition of a subsidy
Article 4	Countervailable subsidies
Article 5	Calculation of the amount of the countervailable subsidy
Article 6	Calculation of benefit to the recipient
Article 7	General provisions on calculation
Article 8	Determination of injury
Article 9	Definition of Union industry
Article 10	Initiation of proceedings
Article 11	The investigation
Article 12	Provisional measures
Article 13	Undertakings
Article 14	Termination without measures
Article 15	Imposition of definitive duties
Article 16	Retroactivity
Article 17	Duration
Article 18	Expiry reviews
Article 19	Interim reviews
Article 20	Accelerated reviews
Article 21	Refunds
Article 22	General provisions on reviews and refunds
Article 23	Circumvention
Article 24	General provisions
Article 24a	Continental shelf of a Member State or exclusive economic zone
Article 25	Committee procedure
Article 26	Verification visits
Article 27	Sampling
Article 28	Non-cooperation
Article 29	Confidentiality
Article 29a	Information at provisional stage
Article 30	Disclosure
Article 31	Union interest
Article 32	Relationships between countervailing duty measures and multilateral remedies
Article 32a	Report
Article 32b	Exercise of the delegation
Article 33	Final provisions
Article 34	Report
Article 35	Repeal
Article 36	Entry into force
	Signature

ANNEX I

ILLUSTRATIVE LIST OF EXPORT SUBSIDIES

The provision by governments of direct subsidies to a firm...

ANNEX Ia

ILO CONVENTIONS REFERRED TO IN THIS REGULATION

Convention concerning Forced or Compulsory Labour, No 29
(1930) Convention concerning...

ANNEX II

GUIDELINES ON CONSUMPTION OF INPUTS IN THE PRODUCTION PROCESS

1. Indirect tax rebate schemes can allow for exemption, remission or...
2. The illustrative list of export subsidies in Annex I makes...
3. In examining whether inputs are consumed in the production of...
4. Where it is alleged that an indirect tax rebate scheme,...
5. Where there is no such system or procedure, where it...
6. The Commission must normally treat inputs as physically incorporated if...
7. In determining the amount of a particular input that is...
8. The Commission's determination of whether the claimed allowance for waste...

ANNEX III

GUIDELINES IN THE DETERMINATION OF SUBSTITUTION DRAWBACK SYSTEMS AS EXPORT SUBSIDIES

I

II

ANNEX IV

(This Annex reproduces Annex 2 to the Agreement on
Agriculture....)

Changes to legislation: There are currently no known outstanding effects for the Regulation (EU) 2016/1037 of the European Parliament and of the Council. (See end of Document for details)

DOMESTIC SUPPORT: THE BASIS OF EXEMPTION FROM THE REDUCTION COMMITMENTS...

1. Domestic support measures for which exemption from the reduction commitments...
 - Government service programmes
 2. General services
 3. Public stockholding for food security purposes
 4. Domestic food aid
 5. Direct payments to producers
 6. Decoupled income support
 7. Government financial participation in income insurance and income safety-net programmes...
 8. Payments (made either directly or by way of a government...
 9. Structural adjustment assistance provided through producer retirement programmes
 10. Structural adjustment assistance provided through resource retirement programmes
 11. Structural adjustment assistance provided through investment aids
 12. Payments under environmental programmes
 13. Payments under regional assistance programmes

ANNEX V

REPEALED REGULATION WITH THE AMENDMENT THERETO

Council Regulation (EC) No 597/2009 (OJ L 188, 18.7.2009, p. 93) Regulation...

ANNEX VI

CORRELATION TABLE

Regulation (EC) No 597/2009 This Regulation Articles 1 to 11...

Changes to legislation: There are currently no known outstanding effects for the Regulation (EU) 2016/1037 of the European Parliament and of the Council. (See end of Document for details)

- (1) Opinion of 10 December 2014 ([OJ C 230, 14.7.2015, p. 129](#)).
- (2) Position of the European Parliament of 10 May 2016 (not yet published in the Official Journal) and decision of the Council of 30 May 2016.
- (3) Council Regulation (EC) No 597/2009 of 11 June 2009 on protection against subsidised imports from countries not members of the European Community ([OJ L 188, 18.7.2009, p. 93](#)).
- (4) See Annex V.
- (5) Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers ([OJ L 55, 28.2.2011, p. 13](#)).

Changes to legislation:

There are currently no known outstanding effects for the Regulation (EU) 2016/1037 of the European Parliament and of the Council.