



**UNIVERSITY OF PETROLEUM AND ENERGY
STUDIES**

End Semester Examination, December 2021

Course: Anti-Dumping and Countervailing Duties

Program: BBA LLB (ITIL)

Course Code: CLIN4002

**Semester: VII
Duration: 03 hrs.
Max. Marks: 100**

SECTION A

(Type the answers in test box)

Objective Type Questions/Definitions/fill in the blanks

5Qx2M=10 Marks

Q. No.		Marks	CO
1	Give is the full form of GATT?	2	CO2
2	The _____ replaced GATT as an international organization.	2	CO1
3	State the number of negotiation rounds that took place under GATT?	2	CO1
4	Describe the meaning of National Treatment?	2	CO1
5	The principle of MFN means _____.	2	CO1

SECTION B

(Scan and upload)

(Conceptual based question)

4Q x5M=20 Marks

Q. No.		Marks	
1	The Agreement on Subsidies and Countervailing Measures (“SCM Agreement”) addresses two separate but closely related topics: multilateral disciplines regulating the provision of subsidies, and the use of countervailing measures to offset injury caused by subsidized imports. Differentiate between Countervailing Measures and Anti-Dumping Duties?	5	CO3
2	What is meant by Dumping and why are Anti-Dumping duties imposed? Explain with the help of illustrations and cases.	5	CO2
3	“Injury” determination is an essential part of anti-dumping. Discuss the meaning of “material injury” and how is it determined?	5	CO2
4	The Tokyo Round Codes introduced significant changes in the approach towards anti-dumping and the interpretation of Article 6, replacing the Kennedy Round code. Briefly discuss the changes brought about in the Anti-Dumping policy in the two rounds of negotiations.	5	CO2

SECTION-C*(Scan and upload)*

(Descriptive/Analytical Questions)

2Qx10M=20 Mark

Q. No.		Marks	CO
1	Analyze the difference between anti-dumping duty and Normal Customs duty? Is the anti-dumping duty over and above the Normal Customs duty chargeable on the import of an item?	10	CO3
2	Does the Anti-Dumping Agreement contain a sunset clause? Explain sunset clauses and their importance in BITs.	10	CO3

SECTION-D*(Scan and upload)*

(Case Studies/ Application Based Questions)

2Qx25M =50 Marks

Instruction:**Based on the Facts given below answer Question number 1 & 2.**

Q.No.		Marks	CO																				
	<p>African indigenous art or tribal art is famous across the globe and is trending in foreign nations. The below mentioned details are of tribal article which is produced by a company and marketed in India.</p> <p>Consider the following tables from “Tribes of Africa” company which include details of some transactions made by them. Answer the questions that follow:</p>																						
1	<table border="1"> <thead> <tr> <th>Date</th> <th>Normal value WA basis</th> <th>Export price T-by-T</th> <th>Dumping amount</th> </tr> </thead> <tbody> <tr> <td>1 January</td> <td>125</td> <td>50</td> <td>75</td> </tr> <tr> <td>8 January</td> <td>125</td> <td>100</td> <td>25</td> </tr> <tr> <td>15 January</td> <td>125</td> <td>150</td> <td>-25</td> </tr> <tr> <td>21 January</td> <td>125</td> <td>200</td> <td>-75</td> </tr> </tbody> </table> <p>The above table illustrates different values of dumping comparisons.</p> <ol style="list-style-type: none"> Differentiate between “Transaction to Transaction” basis of comparison from the “Weighted Average” method. Illustrate the pros and cons of both these methods? Using the abovementioned table illustrate what is meant by “Zeroing”? Discuss the method using case laws and explain why is it needed? 	Date	Normal value WA basis	Export price T-by-T	Dumping amount	1 January	125	50	75	8 January	125	100	25	15 January	125	150	-25	21 January	125	200	-75	25	CO4
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8 January	125	100	25																				
15 January	125	150	-25																				
21 January	125	200	-75																				

Date	Quantity	Normal value	Export price
1/8	10	40	50
10/8	10	100	100
15/8	10	150	150
20/8	10	200	200

The above are the details of an article called “Teer”. The table shows four sales transactions of 10 units each, the domestic sales transaction made on different dates in the month of August.

In the given scenario explain

1. Compute the Dumping Margin in the abovementioned transactions? And explain the method of determination. What are the different determinants in dumping transactions?
2. Compute the Weighted Average normal value of the article? And explain the method of determination.