

**IMMEDIATE NOTIFICATION UNDER ARTICLE 12.5 OF THE AGREEMENT
ON SAFEGUARDS TO THE COUNCIL FOR TRADE IN GOODS OF
PROPOSED SUSPENSION OF CONCESSIONS AND OTHER
OBLIGATIONS REFERRED TO IN ARTICLE 8.2
OF THE AGREEMENT ON SAFEGUARDS
CHINA**

The following communication, dated 29 March 2018, is being circulated at the request of the delegation of China.

Pursuant to Article 12.5 of the Agreement on Safeguards, and in accordance with the agreed format for notifications ([G/SG/1](#), 1 July 1996), the Government of China provides the immediate notification to the Council for Trade in Goods of proposed suspension of concessions and other obligations referred to in paragraph 2 of Article 8.

1. Which Member is proposing suspension of concessions and other obligations referred to in Article 8.2?

China.

2. Specify the measures, the product subject to the measures, and the Member imposing the measures in relation to which the Member is proposing suspension of concessions and other obligations referred to in Article 8.2.

The applied measures imposed by the United States on imports of steel and aluminum from 23 March 2018.

China takes the view that the above-mentioned measures of the United States are safeguard measures although it's in the name of national security. We believe the measures taken by the United States are not consistent with its obligations under the relevant provisions of the GATT 1994 and Safeguards Agreement.

3. Describe the proposed suspension of concessions and other obligations referred to in Article 8.2 and the proposed date from which it will come into effect.

The proposed suspension of substantially equivalent concessions and other obligations under Article XIX:3 of the GATT 1994 and Article 8.2 of the Agreement on Safeguards takes the form of an increase in tariffs on selected products originating in the United States (as indicated in Annex I and calculated as indicated in Annex II), based on the part of the measures of the United States which were not taken as a result of an absolute increase for the last 3 years (2014-2016) . China reserves its right to further suspend substantially equivalent concessions and other obligations based on the rest part of the measures of the United States.

Without prejudice to the effective exercise of its right to suspend substantially equivalent concessions or other obligations referred to in Article 8.2, China reserves its right to effectuate the proposed suspension immediately and adjust the products as well as the tariff rates.

ANNEX I

The goods covered are determined, within the Annex, by HS codes.

	HS codes	Article Description	Additional duty

1. Fresh Fruits, Dried Fruits and Nuts			
1	08011100	Coconuts, Desiccated	15%
2	08011200	Coconuts in the inner shell (Endocarp)	15%
3	08011990	Coconuts, Other	15%
4	08012100	Brazil Nuts, Fresh Or Dried, In Shell	15%
5	08012200	Brazil Nuts, Fresh Or Dried, Shelled	15%
6	08013100	Cashew Nuts, Fresh Or Dried, In Shell	15%
7	08013200	Cashew Nuts, Fresh Or Dried, Shelled	15%
8	08021100	Almonds, Fresh Or Dried, In Shell	15%
9	08021200	Almonds, Fresh Or Dried, Shelled	15%
10	08022100	Hazelnuts Or Filberts (Corylus Spp.), Fresh Or Dried, In Shell	15%
11	08022200	Hazelnuts Or Filberts (Corylus Spp.), Fresh Or Dried, Shelled	15%
12	08023100	Walnuts, Fresh Or Dried, In Shell	15%
13	08023200	Walnuts, Fresh Or Dried, Shelled	15%
14	08024110	Chestnuts (Castanea Spp.), Fresh Or Dried, In shell	15%
15	08024290	Chestnuts (Castanea Spp.), Fresh Or Dried, Shelled, Other	15%
16	08025100	Pistachios, Fresh Or Dried, In Shell	15%
17	08025200	Pistachios, Fresh Or Dried, Shelled	15%
18	08026190	Macadamia Nuts In Shell, Other, Fresh Or Dried	15%
19	08026200	Macadamia Nuts Shelled, Fresh Or Dried	15%
20	08028000	Areca Nuts, Fresh Or Dried, Whether Or Not Shelled	15%
21	08029030	Pine-nuts, Fresh Or Dried, Shelled	15%
22	08029090	Other nuts, Fresh Or Dried	15%
23	08031000	Plantains, Fresh Or Dried	15%
24	08039000	Bananas, Other Than Plantains, Fresh Or Dried	15%
25	08041000	Dates, Fresh Or Dried	15%
26	08042000	Figs, Fresh Or Dried	15%
27	08043000	Pineapples, Fresh Or Dried	15%
28	08044000	Avocados, Fresh Or Dried	15%
29	08045010	Guavas, Fresh Or Dried	15%
30	08045020	Mangoes, Fresh Or Dried	15%
31	08045030	Mangosteens, Fresh Or Dried	15%
32	08051000	Oranges, Fresh Or Dried	15%
33	08052190	Mandarins (Including Tangerines and Satsumas), Other, Fresh Or Dried	15%
34	08052200	Clementines	15%
35	08052900	Wilking And Similar Citrus Hybrids	15%
36	08054000	Grapefruit, Including Pomelos	15%

37	08055000	Lemons (Citrus Limon, Citrus Limonum) and Limes (Citrus Aurantifolia)	15%
38	08059000	Citrus Fruit, Other, Fresh Or Dried	15%
39	08061000	Grapes, Fresh	15%
40	08062000	Grapes, Dried	15%
41	08071100	Watermelons, Fresh	15%
42	08071910	Hami Melons, Fresh	15%
43	08072000	Papaws (Papayas) Fresh	15%
44	08081000	Apples, Fresh	15%
45	08083010	Ya Pears, Hsueh Pears, Fresh	15%
46	08083090	Pears, Other, Fresh	15%
47	08092100	Sour Cherries (Prunus Cerasus), Fresh	15%
48	08092900	Cherries, Fresh, Other Than Sour Cherries	15%
49	08093000	Peaches, Including Nectarines, Fresh	15%
50	08094000	Plums And Sloes, Fresh	15%
51	08101000	Strawberries, Fresh	15%
52	08102000	Raspberries, Blackberries, Mulberries And Loganberries, Fresh	15%
53	08104000	Cranberries, Bilberries and Other Fruits of the Genus Vaccinium, Fresh	15%
54	08105000	Kiwifruit, Fresh	15%
55	08106000	Durian, Fresh	15%
56	08107000	Persimmons, Fresh	15%
57	08109010	Lychee, Fresh	15%
58	08109030	Longan, Fresh	15%
59	08109040	Rambutan, Fresh	15%
60	08109050	Sugar Apple, Fresh	15%
61	08109060	Carambola, Fresh	15%
62	08109070	Wax Apple, Fresh	15%
63	08109080	Dragon Fruit, Fresh	15%
64	08109090	Other Fruit, Fresh	15%
65	08111000	Strawberries, Frozen	15%
66	08112000	Raspberries/Blackberries/Mulberries/Loganberries/Black, White or Red Currants and Gooseberries, Frozen	15%
67	08119090	Fruit And Nuts, Frozen, Other	15%
68	08121000	Cherries, Provisionally Preserved, But Unsuitable In That State For Immediate Consumption	15%
69	08129000	Fruit And Nuts, Other, Provisionally Preserved, But Unsuitable In That State For Immediate Consumption,	15%
70	08131000	Apricots, Dried	15%
71	08132000	Prunes, Dried	15%

72	08133000	Apples, Dried	15%
73	08134010	Longans and Longan Pulps, Dried	15%
74	08134020	Persimmons, Dried	15%
75	08134030	Red Jujubes, Dried	15%
76	08134040	Preserved Litchi, Dried	15%
77	08134090	Fruit, Other, Dried, Other Than That of Headings 0801 To 0806	15%
78	08135000	Mixtures of Nuts Or Dried Fruits Of This Chapter	15%
2. Grape Wine			
79	22041000	Sparkling Wine Of Fresh Grapes	15%
80	22042100	Other Wine Of Fresh Grapes or Grape Must With Fermentation Prevented Or Arrested By the Addition of Alcohol, In Containers Holding 2L or Less	15%
81	22042200	Other Wine Of Fresh Grapes or Grape Must With Fermentation Prevented Or Arrested By the Addition of Alcohol, In Containers Holding More Than 2L But Not More Than 10L	15%
82	22042900	Other Wine Of Fresh Grapes or Grape Must With Fermentation Prevented Or Arrested By the Addition of Alcohol, In Containers Holding More Than 10L	15%
83	22043000	Other Grape Must Other Than That of Heading 20.09	15%
3. Denatured Ethyl Alcohol			
84	22072000	Ethyl Alcohol And Other Spirits, Denatured, Of Any Strength	15%
4. Ginseng Roots			
85	12112010	American Ginseng Roots, Fresh, Chilled, Frozen or Dried, Whether or Not Cut, Crushed	15%
86	12112091	Ginseng Roots, Other, Fresh	15%
87	12112099	Ginseng Roots, Other, Chilled, Frozen or Dried	15%
5. Seamless Tubes, Pipes And Hollow Profiles, Of Iron Or Steel			
88	73041110	Tubes, Pipes And Hollow Profiles, Smls, Line Pipe Of Stainless Steel Used For Oil Or Gas Pipelines, Having an Outside Diameter Of 215.9mm Or More But Not Exceeding 406.4mm	15%
89	73041120	Tubes, Pipes And Hollow Profiles, Smls, Line Pipe Of Stainless Steel Used For Oil Or Gas Pipelines, Having an Outside Diameter Exceeding 114.3mm But Less Than 215.9mm	15%
90	73041130	Tubes, Pipes And Hollow Profiles, Smls, Line Pipe Of Stainless Steel Used For Oil Or Gas Pipelines, Having an Outside Diameter Not Exceeding 114.3mm	15%
91	73041190	Tubes, Pipes And Hollow Profiles, Smls, Line Pipe Of Stainless Steel Used For Oil Or Gas Pipelines, Having an Outside Diameter Exceeding 406.4mm	15%
92	73041910	Tubes, Pipes And Hollow Profiles, Smls, Line Pipe Of Other Kind Used For Oil Or Gas Pipelines, Having an Outside Diameter Of 215.9mm Or More But Not Exceeding 406.4mm	15%
93	73041920	Tubes, Pipes And Hollow Profiles, Smls, Line Pipe Of Other Kind Used For Oil Or Gas Pipelines, Having an Outside Diameter Exceeding 114.3mm But Less Than 215.9mm	15%
94	73041930	Tubes, Pipes And Hollow Profiles, Smls, Line Pipe Of Other Kind Used For Oil Or Gas Pipelines, Having an Outside Diameter Not Exceeding 114.3mm	15%
95	73041990	Tubes, Pipes And Hollow Profiles, Smls, Line Pipe Of Other Kind Used For Oil Or Gas Pipelines, Having an Outside Diameter Exceeding 406.4mm	15%
96	73042210	Tubes, Pipes And Hollow Profiles, Smls, Drill Pipe Of Stainless Steel, Used In Drilling For Oil Or	15%

		Gas, Having an Outside Diameter Not Exceeding 168.3mm	
97	73042290	Tubes, Pipes And Hollow Profiles, Smls, Drill Pipe Of Stainless Steel, Used In Drilling For Oil Or Gas, Having an Outside Diameter Exceeding 168.3mm	15%
98	73042310	Tubes, Pipes And Hollow Profiles, Smls, Other Drill Pipe, Used In Drilling For Oil Or Gas, Having an Outside Diameter Not Exceeding 168.3mm	15%
99	73042390	Tubes, Pipes And Hollow Profiles, Smls, Other Drill Pipe, Used In Drilling For Oil Or Gas, Having an Outside Diameter Exceeding 168.3mm	15%
100	73042400	Tubes, Pipes And Hollow Profiles, Smls, Casing, Tubing Of Stainless Steel Used In Drilling For Oil Or Gas	15%
101	73042910	Tubes, Pipes And Hollow Profiles, Smls, Casing, Tubing, Of Other Kind Used In Drilling For Oil Or Gas, Having an Yield Strength Less Than 552MPa	15%
102	73042920	Tubes, Pipes And Hollow Profiles, Smls, Casing, Tubing, Of Other Kind Used In Drilling For Oil Or Gas, Having an Yield Strength of 552MPa or More but Less Than 758MPa	15%
103	73042930	Tubes, Pipes And Hollow Profiles, Smls, Casing, Tubing, Of Other Kind Used In Drilling For Oil Or Gas, Having an Yield Strength of 758MPa or More	15%
104	73043110	Tubes, Pipes And Hollow Profiles, Smls, Circ Cs, Of Iron or Non-Alloysteel, Cold-drawn Or Cold-rolled (Cold-reduced), Boiler Tubes and Pipes	15%
105	73043120	Tubes, Pipes And Hollow Profiles, Smls, Circ Cs, Of Iron or Non-Alloysteel, Cold-drawn Or Cold-rolled (Cold-reduced), Geologicalcasing and Drill Pipes	15%
106	73043190	Tubes, Pipes And Hollow Profiles, Smls, Circ Cs, Of Iron or Non-Alloysteel, Cold-drawn Or Cold-rolled (Cold-reduced), Other	15%
107	73043910	Tubes, Pipes And Hollow Profiles, Smls, Circ Cs, Of Iron or Non-Alloysteel, Other Than Cold-drawn Or Cold-rolled (Cold-reduced), Boiler Tubes and Pipes	15%
108	73043920	Tubes, Pipes And Hollow Profiles, Smls, Circ Cs, Of Iron or Non-Alloysteel, Other Than Cold-drawn Or Cold-rolled (Cold-reduced), Geologicalcasing and Drill Pipes	15%
109	73043990	Tubes, Pipes And Hollow Profiles, Smls, Circ Cs, Of Iron or Non-Alloysteel, Other Than Cold-drawn Or Cold-rolled (Cold-reduced), Other	15%
110	73044110	Tubes, Pipes And Hollow Profiles, Smls, Circ Cs, Of Stainless Steel, Cold-drawn Or Cold-rolled (Cold-reduced), Boiler Tubes and Pipes	15%
111	73044190	Tubes, Pipes And Hollow Profiles, Smls, Circ Cs, Of Stainless Steel, Cold-drawn Or Cold-rolled (Cold-reduced), Other	15%
112	73044910	Tubes, Pipes And Hollow Profiles, Smls, Circ Cs, Of Stainless Steel, Other Than Cold-drawn Or Cold-rolled (Cold-reduced), Boiler Tubes and Pipes	15%
113	73044990	Tubes, Pipes And Hollow Profiles, Smls, Circ Cs, Of Stainless Steel, Other Than Cold-drawn Or Cold-rolled (Cold-reduced), Other	15%
114	73045110	Tubes, Pipes And Hollow Profiles, Smls, Circ Cs, Other Alloy Steel, Cold-Drawn or Cold-Rolled (Cold-Reduced), Biler Tubes and Pipes	15%
115	73045120	Tubes, Pipes And Hollow Profiles, Smls, Circ Cs, Other Alloy Steel, Cold-Drawn or Cold-Rolled (Cold-Reduced), Geological Casing and Drill Pipes	15%
116	73045190	Tubes, Pipes And Hollow Profiles, Smls, Circ Cs, Other Alloy Steel, Cold-Drawn or Cold-Rolled (Cold-Reduced), Other	15%
117	73045910	Tubes, Pipes And Hollow Profiles, Smls, Circ Cs, Other Alloy Steel, Other Than Cold-Drawn or Cold-Rolled (Cold-Reduced), Biler Tubes and Pipes	15%

118	73045920	Tubes, Pipes And Hollow Profiles, Smls, Circ Cs, Other Alloy Steel, Other Than Cold-Drawn or Cold-Rolled (Cold-Reduced), Geological Casing and Drill Pipes	15%
119	73045990	Tubes, Pipes And Hollow Profiles, Smls, Circ Cs, Other Alloy Steel, Other Than Cold-Drawn or Cold-Rolled (Cold-Reduced), Other	15%
120	73049000	Tubes, Pipes And Hollow Profiles, Smls, Of Iron (Other than Cast Iron) or Steel, Other	15%
6. Meat And Edible Meat Offal of Swine			
121	02031200	Meat of Swine, Fresh or Chilled, Hams, Shoulders and Cuts Thereof, With Bone In	25%
122	02031900	Meat of Swine, Fresh or Chilled, Other	25%
123	02032190	Meat of Swine, Frozen, Carcasses and Half-carcasses, Other	25%
124	02032200	Meat of Swine, Frozen, Hams, Shoulders and Cuts Thereof, With Bone In	25%
125	02032900	Meat of Swine, Frozen, Other	25%
126	02064100	Livers Of Swine, Edible, Frozen	25%
127	02064900	Offal Of Swine Except Livers, Edible, Frozen	25%
7. Aluminum Waste			
128	76020000	Aluminum Waste and Scrap	25%

ANNEX II

The substantially equivalent concessions or other obligations under GATT 1994 were calculated as follows:

1. The effects on trade due to the measures of the United States on China's steel and aluminum export were calculated as follows: (based on the export value in 2014; in million US dollars) .

Affected Products	China's Exports to the U.S.	The US's Increase in duty	Duty Collected
Steel Products	2351.17	25%	587.79
Aluminum Products	163.82	10%	16.38
Total	2514.99		604.17

2. The effects on trade due to application of substantially equivalent concessions on China's imports originating in the U.S were calculated as follows: (based on the import value in 2014; in million US dollars) .

The goods description	China's imports originating in the U.S.	China's Increase in Duty	Duty Collected
Fresh Fruits, Dried Fruits and Nuts	408.25	15%	61.24
Grape Wine	72.82	15%	10.92
Denatured Ethyl Alcohol	18.46	15%	2.77

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Converted file:

Ginseng Roots	14.89	15%	2.23
Seamless Tubes, Pipes And Hollow Profiles, Of Iron Or Steel	235.37	15%	35.31
Meat And Edible Meat Offal of Swine	761.61	25%	190.40
Aluminum Waste	1234.34	25%	308.59
Total	2745.74		611.46
