

Questions for PubPol/Econ 541
Nov. 20-25

Dumping and Anti-Dumping Policy

Jackson, Chapter 10 (Dumping)

- Under what circumstances are imports regarded as “dumped”?
- What is the “dumping margin”?
- What is the level of the injury test in dumping cases?
- If dumping and injury are both found, what determines the size of the anti-dumping duty? Must it then be applied? Are the rules any different in the EU than in the US?
- Does “cumulation” make it more or less likely that a country whose exports are dumped will face an anti-dumping duty?
- Does “margins analysis” make it more or less likely that a country whose exports are dumped will face an anti-dumping duty?
- What is the “lesser-duty rule”? In what countries is it applied, and in what countries is it not applied?
- Suppose an anti-dumping duty will cause harm to some in an economy that is greater than the benefit to the protected industry. Can authorities therefore choose not levy the duty? For those who can decline to levy the duty, what must be true in order for them to do so?

Deardorff, “Economic Perspectives on Anti-Dumping Law,” 1989.

- Why might an exporter dump, based on the price-discrimination definition? Who is harmed when this happens?
- Why might an exporter dump, based on the below-cost definition? Who is harmed in these cases (answer may depend on which of several reasons apply)?
- How common is “predatory dumping”, and why?

Jakob, “Lesser Duty Rule and Community Interest in Anti-dumping Proceedings,” 2001.

- What does Jakob view as “fair competition”?
- What is the “lesser-duty rule”? In what countries is it applied, and in what countries is it not applied? In those that apply it, how often has the smaller injury margin been used?
- In what countries can an anti-dumping duty be denied based on other interests of the country? What is the “proportionality test” for this?

European Commission Directorate-General for Trade, “Anti-dumping measures.”

- Who decides on anti-dumping in the EU?
- Do the criteria for anti-dumping measures differ from those of the US?
- What forms do EU anti-dumping measures take, and for how long?

Hayashi, Yuka, "U.S. Downgrades Russia to Nonmarket Economy," *Wall Street Journal*, November 10, 2022.

- Can you tell from this why nonmarket status is important?
- Why is the change unlikely to have much effect on Russia-US trade right now?
- On what basis does the US justify this change?
- What other countries have nonmarket status in the US?
- How many countries, other than Russia, have ever been moved from market status to nonmarket status?

Leahy, Joe, Wenjie Ding, Andy Bounds, and Alice Hancock, "China launches anti-dumping probe into EU pork imports," *Financial Times*, June 17, 2024.

- Did the pork producers in China request this investigation?
- What is presumed to be the motive for this investigation, according to this?
- What evidence is mentioned here that EU pork was being dumped in China?
- Will the EU tariffs on Chinese EVs necessarily go into effect?
- Are other anti-dumping cases mentioned here?
- Though it is not mentioned here, does it look like China could have instead used a safeguards tariff?

Optional to Read:

Harris, Bryan, Joe Leahy, and A. Anantha Lakshmi, "Brazil launches China anti-dumping probes after imports soar," *Financial Times*, March 17, 2024.

- How many anti-dumping investigations has Brazil launched against China in the last half year?
- Does this mention that China's exports to Brazil are at unfairly low prices?
- Why have exports from China increased lately?
- Is Brazil the only country mentioned as using anti-dumping or other tariffs against China?

Wall Street Journal Editorial Board, "Protectionists Go to the Mattresses," *Wall Street Journal*, May 14, 2024.

- Who filed the request for anti-dumping duties on mattresses?
- Who in Congress wrote in support?
- How many countries' mattress makers are targeted?
- Whose views are represented in this article?

Politi, James, "Janet Yellen warns China against clean energy dumping," *Financial Times*, March 27, 2024.

- What is China doing that Yellen objects to? What policies does Yellen say that China is using that it should not?
- What policies are mentioned that the US is using?
- What is Janet Yellen's role in the US government, and what role does she play in deciding anti-dumping duties?

- The headline mentions “dumping.” Does it appear that Yellen was accusing the anyone of dumping as that term is used in international trade law?