

## 中華民國常駐世界貿易組織代表團 函



受文者：經濟部國際貿易署

發文日期：中華民國112年11月15日

發文字號：世貿字第1124341226號

速別：普通件

密等及解密條件或保密期限：


附件：Morocco-Welded Tubes (G-SG-N-10-MAR-8-Suppl 1件 (1700049890\_Morocco-Welded、Tubes、(G-SG-N-10-MAR-8-Suppl.1). pdf)

主旨：世貿組織秘書處於本（2023）年11月14日公布摩洛哥通知延長對「鋼鐵製焊接管」（welded tubes and pipes, of iron or steel）之防衛措施（如附件，文件代號G/SG/N/10/MAR/8/Suppl.1），敬請查照。

說明：

- 一、相關文號：本團本年6月26日世貿字第1124340730號函。
- 二、根據說明一本團前函，摩國原在2020年9月16日通知擬對旨揭產品實施為期3年之防衛措施（實際開始實施日期為2020年11月6日）。摩國產業貿易部則在本年6月13日針對是否延長本案措施展開調查。
- 三、根據旨揭通知，摩國裁定倘終止本措施，將有涉案產品進口增加之實質且立即之風險；且摩國之產業仍在進行調整中。故將延長本案措施3年，至2026年11月5日止。受限產品之稅則號列如附件第1段第3節所述；延長期間以額外之22%從價稅（additional ad valorem safeguard duty）方

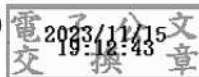




式實施，在每實施滿一年後減少1%之稅率。根據附件第9  
段，我國仍被列入排除本措施適用之開發中國家名單內。

正本：經濟部國際貿易署

副本：行政院經貿談判辦公室、外交部(均含附件)



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Committee on Safeguards

Original: French

**NOTIFICATION UNDER ARTICLES 7.2 AND 12.1(C) OF THE AGREEMENT ON SAFEGUARDS  
(EXTENSION OF THE EXISTING MEASURE)**

**NOTIFICATION UNDER ARTICLE 9, FOOTNOTE 2,  
OF THE AGREEMENT ON SAFEGUARDS**

MOROCCO

*Tubes and pipes of iron or steel*

*Supplement*

The following communication, dated 6 October 2023 and received on 3 November 2023,<sup>1</sup> is being circulated at the request of the delegation of Morocco.

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Pursuant to Article 7.2 and Article 12.1(c) of the Agreement on Safeguards, Morocco hereby notifies the extension of the safeguard measure on imports of tubes and pipes of iron or steel.

**1 DESCRIPTION OF THE PRODUCTS SUBJECT TO THE SAFEGUARD MEASURE**

The products under consideration and subject to review are welded tubes and pipes, of iron or steel, conical or pyramidal, of circular, square or rectangular cross-section.

During the original investigation, the products under consideration were classified under the following tariff headings: 7306191090; 7306199900; 7306301099; 7306309900; 7306501090; 7306509900; 7306611000; 7306619000; 7306691000; 7306699900; 7306901090; 7306909900.

In the edition of the customs tariffs dated 1 January 2022, the products under consideration are now classified under the following tariff headings: 7306191090; 7306199900; 7306301099; 7306309900; 7306501090; 7306509900; 7306611010; 7306611090; 7306619000; 7306691000; 7306699900; 7306902012; 7306902019; 7306902022; 7306902029; 7306902039; 7306909019; 7306909099.

**2 DESCRIPTION OF THE PROPOSED MEASURE**

The safeguard measure consists of an additional *ad valorem* safeguard duty of 22%.

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<sup>1</sup> The delegation of Morocco sent this document to the WTO on 6 October 2023. Receipt of this document by the Rules Division was delayed by a misunderstanding about the specific address to which the document was sent.

### **3 PROPOSED DATE OF INTRODUCTION OF THE MEASURE**

The definitive safeguard measure will be published in Morocco's Official Journal. Its provisions will enter into force on 6 November 2023.

### **4 EXPECTED DURATION OF THE MEASURE**

There are plans to renew the safeguard measure for a further three years, that is, until 5 November 2026.

### **5 EXPECTED TIMETABLE FOR PROGRESSIVE LIBERALIZATION OF THE MEASURE**

In order to satisfy the requirement for the progressive liberalization of the measure, in accordance with Article 65 of Law No. 15-09 on trade defence measures and Article 7.4 of the WTO Agreement on Safeguards, the additional *ad valorem* duty of 22% will be reduced by 1 percentage point each year.

### **6 EVIDENCE THAT THE SAFEGUARD MEASURE CONTINUES TO BE NECESSARY TO REMEDY OR PREVENT SERIOUS INJURY AND THAT THE INDUSTRY CONCERNED IS ADJUSTING**

In order to determine whether the safeguard measure continues to be necessary to remedy or prevent serious injury and whether the Moroccan industry is adjusting in accordance with Article 69 of Law No. 15-09 and Article 7.2 of the WTO Agreement on Safeguards, the Ministry examined the trend in imports of tubes and pipes of iron or steel and the domestic industry's economic and financial indicators. The Ministry then analysed the foreseeable and imminent behaviour of the imports and their effects on the Moroccan tubes and pipes of iron or steel industry after the lifting of the safeguard measure. The Ministry also examined this industry's restructuring programme.

#### **6.1 Determination as to whether the safeguard measure continues to be necessary to remedy serious injury**

In order to determine whether the safeguard measure continues to be necessary to remedy serious injury, the Ministry examined the domestic industry's economic and financial indicators, namely production, production capacity, rate of capacity utilization, sales, production costs, profitability, inventories, productivity and employment. The situation of the Moroccan tubes and pipes of iron or steel industry has improved but remains very fragile.

**TABLE 1: OVERVIEW OF INDICATORS OF SERIOUS INJURY SUFFERED BY THE DOMESTIC TUBES AND PIPES OF IRON OR STEEL INDUSTRY**

	2019	2020	2021	2022
<b>Imports (tonnes)</b>	38,077	20,627	13,986	15,423
<b>Production (tonnes)</b>	100	81	94	103
<b>Imports/Production</b>	100	67	39	39
<b>Domestic sales (tonnes)</b>	100	82	92	97
<b>Market share of the domestic industry</b>	100	110	122	126
<b>Market share of imports</b>	100	73	49	53
<b>Domestic selling price (MAD thousand/tonne)</b>	100	102	145	170
<b>Profits (MAD thousand)</b>	100	26	185	115
<b>Inventories (tonnes)</b>	100	87	91	106
<b>Production capacity (tonnes)</b>	100	101	103	126
<b>Production capacity utilization rate in (%)</b>	100	80	91	82
<b>Investment (MAD thousand)</b>	100	64	113	4
<b>Employment (persons)</b>	100	90	94	96
<b>Productivity (tonnes/employee)</b>	100	90	98	103

Source: Data compiled from Foreign Exchange Board statistics and results of a survey for domestic producers.

## 6.2 Determination as to whether the safeguard measure continues to be necessary to prevent serious injury

In order to determine whether the safeguard measure continues to be necessary to prevent serious injury, the Ministry examined the risk that imports would increase in the coming years owing to factors such as the following:

- i. the global overcapacity of steel products; and
- ii. the increased protection of domestic markets.

Having examined the above factors, Morocco concluded that there is a real and imminent risk of imports of tubes and pipes of iron or steel increasing once the safeguard measure is lifted.

## 6.3 Determination as to whether the domestic industry engages in adjustment measures

The domestic tubes and pipes of iron or steel industry has provided evidence showing that it has begun implementing its structural adjustment plan aimed at increasing its competitiveness. The implementation of adjustment measures is ongoing.

## 7 REFERENCE TO THE WTO DOCUMENT THAT NOTIFIED THE INITIAL APPLICATION OF THE MEASURE

The WTO documents containing the most recent Article 12.1 notification are document [G/SG/N/8/MAR/8](#) - [G/SG/N/10/MAR/8](#) - [G/SG/N/11/MAR/8/Suppl.1](#), published on 16 September 2020, and its corrigendum [G/SG/N/8/MAR/8/Corr.1](#) - [G/SG/N/10/MAR/8/Corr.1](#) - [G/SG/N/11/MAR/8/Suppl.1/Corr.1](#), published on 22 September 2020.

## 8 DURATION OF THE MEASURE FROM INITIAL APPLICATION TILL THE DATE AT WHICH IT WILL BE EXTENDED

Morocco applied a safeguard measure to imports of tubes and pipes of iron or steel, which entered into force on 6 November 2020 for a duration of three years until 5 November 2023. Morocco plans to extend this safeguard measure for a further three years, i.e. until 5 November 2026.

**9 DEVELOPING COUNTRIES EXCLUDED FROM THE SAFEGUARD MEASURE UNDER ARTICLE 9.1 OF THE AGREEMENT ON SAFEGUARDS**

Albania; Angola; Antigua and Barbuda; Argentina; Armenia; Kingdom of Bahrain; Bangladesh; Barbados; Belize; Benin; Plurinational State of Bolivia; Botswana; Brazil; Brunei Darussalam; Burkina Faso; Burundi; Cabo Verde; Cambodia; Cameroon; Central African Republic; Chad; Chile; Chinese Taipei; Colombia; Congo; Costa Rica; Côte d'Ivoire; Cuba; Democratic Republic of the Congo; Djibouti; Dominica; Dominican Republic; Ecuador; Egypt; El Salvador; Eswatini; Fiji; Gabon; Gambia; Georgia; Ghana; Grenada; Guatemala; Guinea; Guinea-Bissau; Guyana; Haiti; Honduras; India; Indonesia; Jamaica; Jordan; Kazakhstan; Kenya; Republic of Korea; Kuwait; Kyrgyz Republic; Lao People's Democratic Republic; Lesotho; Macao, China; Madagascar; Malawi; Malaysia; Maldives; Mali; Mauritania; Mauritius; Mexico; Republic of Moldova; Mongolia; Montenegro; Mozambique; Myanmar; Namibia; Nepal; Nicaragua; Niger; Nigeria; North Macedonia; Oman; Pakistan; Panama; Papua New Guinea; Paraguay; Peru; Philippines; Qatar; Rwanda; Saint Kitts and Nevis; Saint Lucia; Saint Vincent and the Grenadines; Samoa; Kingdom of Saudi Arabia; Senegal; Sierra Leone; Singapore; Solomon Islands; South Africa; Sri Lanka; Suriname; Tajikistan; Tanzania; Thailand; Togo; Tonga; Trinidad and Tobago; Tunisia; Uganda; United Arab Emirates; Uruguay; Vanuatu; Bolivarian Republic of Venezuela; Viet Nam; Yemen; Zambia; Zimbabwe.

**10 OFFER OF CONSULTATIONS UNDER ARTICLE 12.3**

In accordance with Article 12.3 of the Agreement on Safeguards, Morocco is ready to consult on the proposed safeguard measure with those Members having a substantial interest as exporters of the products concerned.

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