

ANTIDUMPING ACT, 1921

August 1, 1958.—Ordered to be printed

Mr. MILLS, from the committee of conference, submitted the following

CONFERENCE REPORT

[To accompany H. R. 6006]

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 6006) to amend certain provisions of the Antidumping Act, 1921, to provide for greater certainty, speed, and efficiency in the enforcement thereof, and for other purposes, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendments of the Senate numbered 2 and 3 and agree to the same.

Amendment numbered 1:

That the House recede from its disagreement to the amendment of the Senate numbered 1, and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the Senate amendment insert the following:

(1) By inserting after the second sentence of subsection (a) thereof the following sentence: "For the purposes of this subsection, the said Commission shall be deemed to have made an affirmative determination if the Commissioners of the said Commission voting are evenly divided as to whether its determination should be in the affirmative or in the negative."

And the Senate agree to the same.

W. D. MILLS,
N. J. GREGORY,
AIME J. FORAND,
DANIEL A. REED,
RICHARD M. SIMPSON,

Managers on the Part of the House.

HARRY F. BYRD,
ROBT. S. KERR,
CLINTON P. ANDERSON,
EDWARD MARTIN,
JOHN J. WILLIAMS,

Managers on the Part of the Senate.

STATEMENT OF THE MANAGERS ON THE PART OF THE HOUSE

The managers on the part of the House at the conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H. R. 6006) to amend certain provisions of the Antidumping Act, 1921, to provide for greater certainty, speed, and efficiency in the enforcement thereof, and for other purposes, submit the following statement in explanation of the effect of the action agreed upon by the conferees and recommended in the accompanying conference report:

Amendment No. 1: Under section 201 (a) of the Antidumping Act, 1921, whenever the Secretary of the Treasury determines that a class or kind of foreign merchandise is being (or is likely to be) sold in the United States or elsewhere at less than its fair value, he is required to so advise the United States Tariff Commission. Within 3 months thereafter the Tariff Commission is required to determine whether an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States. After such investigation as it deems necessary, the Tariff Commission is required to notify the Secretary of the Treasury of its determination.

Senate amendment No. 1 added to the House bill a provision under which, for purposes of section 201 (a) of the Antidumping Act, the Tariff Commission shall be deemed to have made an affirmative determination if—

(1) The Commissioners of the said Commission voting are evenly divided as to whether its determination should be in the affirmative or in the negative, or

(2) The said Commission shall fail to make a determination within the said 3 months period.

Under the conference agreement, for purposes of section 201 (a) of the Antidumping Act, the Tariff Commission shall be deemed to have made an affirmative determination if the Commissioners of the said Commission voting are evenly divided as to whether its determination should be in the affirmative or in the negative.

Amendments Nos. 2 and 3: These are clerical amendments. The House recesses.

W. D. MILLS,
N. J. GREGORY,
AIME J. FORAND,
DANIEL A. REED,
RICHARD M. SIMPSON,
Managers on the Part of the House.