



firm profile

McMillan is a modern and ambitious business law firm serving public, private and not-for-profit clients across key industries in Canada, the United States and internationally. With recognized expertise and acknowledged leadership in major business sectors, we provide solutions-oriented legal advice through our offices in Vancouver, Calgary, Toronto, Ottawa, Montréal and Hong Kong. Our firm values – respect, teamwork, commitment, client service and professional excellence – are at the heart of McMillan’s commitment to serve our clients, our local communities and the legal profession. For more information, please visit our website at www.mcmillan.ca.

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anti-dumping and anti-subsidy remedies

overview

Globalization has led to an expansion in international trade. While there are many benefits from increased trade, competitive pressures may lead some exporters to engage in unfair pricing practices—dumping goods at an artificially low cost, or receiving subsidies that provide an unfair economic advantage to homegrown companies. These practices can have a disastrous impact on producers' ability to compete in their home markets, as well as international ones.

To protect companies operating in Canada against these activities, the federal government has a mechanism to determine if foreign goods are dumped or subsidized, and allows domestic companies to seek protection if they are being injured by competing imports. If unfair pricing is confirmed, anti-dumping or countervailing duties are put in place to protect the injured parties and help level the playing field. While the process is deliberate and includes well-established time lines, it is highly complex and success is not guaranteed.

McMillan's International Trade Group works with both Canadian and international clients to understand their options and advise on a course of action. Whether a client needs to develop a defensive strategy or an offensive one, we help analyze the full range of trade remedy options to protect their interests.

McMillan professionals help clients lead by:

- Representing clients at complaint processes and investigations before the Canada Border Services Agency (CBSA), at injury inquiries in the Canadian International Trade Tribunal (CITT) and in review proceedings before the Federal Court of Appeal or North American Free Trade Agreement (NAFTA) panels
- Monitoring prices and trade flows to anticipate potential risks
- Assisting them with dispute settlements under WTO and other trade agreements

For more information, see [anti-dumping law in Canada](#).

The benefits of participating in trade cases are described in [The Cloud with a Silver Lining](#).

A description of the processes and definitions may be found in [anti-dumping/anti-subsidy FAQs](#).



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representative transactions

Canadian International Trade Tribunal (CITT)

Subject	Case citations (with year of inquiry)	Client country
Trade		
Pup Joints	PI-2011-001	Canada
Hot-Rolled Steel Sheet	RR-2010-001	Canada
Greenhouse Bell Peppers	NQ-2010-001	Canada
Polyiso Insulation Board	NQ-2009-005	U.S.A.
Oil Country Tubular Goods	NQ-2009-004	Canada
Mattress Innersprings	NQ-2009-002	Canada
Aluminum Extrusions	NQ-2008-002	China, U.S.A.
Carbon Steel Welded Pipe	NQ-2008-001	Canada
Seamless Casing	NQ-2007-001	Canada
Carbon Steel Plate	RR-2007-001	Russia
Bicycles	RR-2006-001	Canada
Fasteners	RD-2006-005	Canada
Carbon Steel Pipe Fittings	RD-2006-006	Canada
Copper Pipe Fittings	NQ-2006-002	Canada, U.S.A.
Garlic	RR-2005-001	China
Grain Corn	NQ-2005-001	Canada, U.S.A.
Concrete Reinforcing Bar	RD-2005-02	Canada
Fasteners	NQ-2004-005R	Canada
Fasteners	NQ-2004-005	Canada, China
Concrete Reinforcing Bar	RR-2004-001	Canada
Laminate Flooring	NQ-2004-006	Germany
Fasteners	NQ-2004-005	Taiwan
Outdoor Barbecues	NQ-2004-004	Canada
Combed Ring-Spun Cotton Yarns	TR-2003-002	Canada
Cold-Rolled Steel Sheet	RR-2003-004	Turkey
Hot-rolled Carbon Steel Sheet	RR-2003-002	Russia
Preformed Fibreglass Pipe Insulation	RR-2002-005	U.S.A.
Refrigerators	RD-2002-005	U.S.A.
Bicycles & Bicycle	RR-2002-001	Canada



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Frames		
Fresh Garlic	RR-2001-001	China
Polyiso Insulation Board	RR-2001-002	U.S.A.
Fresh Garlic	RD-2001-001	China
Fresh Tomatoes	NQ-2001-004	U.S.A.
Corrosion-resistant Steel Sheet	NQ-2000-008	India
Garlic	Q-2000-006	China
Concrete Reinforcing Bar	2000-07	Canada
Grain Corn	NQ-2000-005	U.S.A.
Refrigerators, Dishwashers & Dryers	NQ-2000-001	U.S.A.
Hot-Rolled Carbon Steel Plate	NQ-99-004	Ukraine
Iodinated Contrast Media	NQ-99-003	Canada
Fresh Garlic	RD-99-002	China
Concrete Reinforcing Bar	NQ-99-002	Canada
Cold-Rolled Steel Sheet	NQ-99-001	Turkey
Corrosion-resistant Steel Sheet	RR-98-007	U.S.A.
Carbon Steel Plate	RR-98-004	Ukraine
Fibreglass Pipe Insulation	RR-98-001	U.S.A.
Fresh Garlic	RD-97-002	China
Cold-Rolled Carbon Steel Sheet	RR-97-007	U.S.A.
Bicycles & Bicycle Frames	RR-97-003	Canada
Fresh Garlic	NQ-96-002	China
Polyiso Insulation Board	NQ-96-003	U.S.A.
Refined Sugar	NQ-95-002	U.S.A.
Malt Beverages	RR-94-001	Canada
Corrosion-resistant Steel Sheet	NQ-93-007	U.S.A.
Integral Horsepower Induction Motors	RR-93-004	U.S.A.
Fibreglass Pipe Insulation	NQ-93-002	U.S.A.
Cold-rolled Carbon Steel Sheet	NQ-92-009	U.S.A.
Hot-rolled Carbon Steel Sheet	NQ-92-008	U.S.A.
Carbon Steel Plate	NQ-92-007	U.S.A.
Bicycles & Bicycle Frames	NQ-92-002	Canada
Tapered Roller Bearings	NQ-91-007	Japan



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Carbon Steel Welded Pipe	NQ-91-003	Turkey
Beer	NQ-91-002	Canada
Oil and Gas Well Casings	RR-90-005	Argentina
Municipal Tractors	NQ-90-001	Germany
Integral Horsepower Induction Motors	RR-89-013	U.S.A.