

**COUNTERVAILING DUTY INVESTIGATION OF  
CERTAIN SOFTWOOD LUMBER PRODUCTS FROM CANADA  
TIMELINES (CVD only and Extended)**

<b>EVENT</b>	<b>DATE</b>
Petition filed by COALITION with allegations	Nov. 25/16
Investigation launched by U.S. Department of Commerce (DOC) on specified programs	Dec. 15/16
Questionnaires issued to Canada, Provinces and mandatory respondent companies	Jan. 19/ 17
Questionnaire responses due to DOC	Mar. 13/17
Latest date for DOC to issue Preliminary Determination on subsidy.	Apr. 24/17
Cash deposits required on exports to U.S.	<b>May 1/17</b> (once preliminary determination is published in Federal Register – usually one week after determination is made)
Final Order for both subsidy and dumping issued by the U.S. Earliest date for Canada to file appeals under NAFTA & WTO	Jan./18

## Timetable for AD/CVD Investigations

- On December 15, 2016, the U.S. Department of Commerce (DOC) initiated AD and CVD investigations of softwood lumber products imported into the U.S. from Canada.
- DOC conducts AD/CVD investigations based on a statutory schedule:
  - DOC's preliminary AD determination is scheduled to be issued on May 4, 2017, but may be issued as late as June 23, 2017.
  - DOC's preliminary CVD determination is scheduled to be issued by April 24, 2017.
- The U.S. International Trade Commission (ITC) is investigating whether U.S. imports of softwood lumber from Canada are causing material injury, or threaten to cause material injury, to the U.S. lumber industry:
  - On January 6, 2017, ITC announced a preliminary finding of injury to the U.S. industry.
- If both DOC and the ITC issue affirmative preliminary and final determinations, DOC will impose AD/CVD orders.

## Imposition of Duty Requirements and Critical Circumstances

- If its preliminary determinations are affirmative, DOC will require U.S. importers of subject softwood lumber products from Canada to post cash deposits as of the dates of publication in the *Federal Register* of its preliminary AD and CVD determinations, at the rates to be specified in those determinations. Publication in the *Federal Register* typically occurs several days after DOC's issuance of a determination.
- DOC may also order the collection of cash deposits for a period 90 days prior to each preliminary determination – that is, retroactive application – if both the DOC and ITC make an affirmative finding of “critical circumstances”. The dates covered by any such 90-day periods, and the retroactive application of cash deposits, will thus depend on the dates of publication of the DOC preliminary determinations.