

















## Key Trade Protection Provisions in U.S. Law

Section 201: Safeguards clause allowing U.S. to impose temporary protections in event of serious injury to U.S. industry.

Section 301: USTR -- violation of trade agreements or unreasonable or unfair practices (dual investigation).

Section 232: Rarely used national security protection clause.

### Case: Steel Safeguards in 2002

- March 5, 2002: The U.S. steel industry was suffering from cheaper European and Chinese imports in 2002. President Bush imposed increased tariffs on imported steel as a safeguard measure under Section 201.
- March 7, 2002: EU files complaint with WTO.
- Nov. 11, 2003: WTO rules U.S. tariffs violate GATT rules. Steel imports were not surging and in fact had declined during subject period. Authorized \$2 billion in retaliatory sanctions against the U.S.
  - Bush promised to maintain the safeguard.
- December 3: EU threatens to impose tariffs on U.S. exports of oranges and Harley Davidson motorbikes.
- December 4: Bush removes safeguards.



#### Case: Steel Safeguards in 2018

- Global Tariffs:
  - January 23, 2018: Trump imposes 20% 50% tariffs on washing machines and solar panels.
  - March 8, 2018: Trump imposes trade safeguards
    - 25% Steel/ 10% on Aluminum
    - Authority: Section 232 of the Tariff Act of 1962 (National Security)
    - Allowed when "an article is being imported into the United States in such quantities or under such circumstances as to threaten or impair the national security."
      - Only used twice before (Iran and Libya oil) and not since 1995 WTO
- Targeted Tariffs:
  - March 22, 2018: \$50b on Chinese goods under Section 301 of the Trade Act of 1974
  - April 2: China responded in kind
  - June 15, 2018: Additional \$34b in Chinese goods targeted













#### Global Integration is at its Highest Level Ever

- Lower trade barriers mean maximizing efficient production
- Global supply chains, economies of scale, export markets
- The largest U.S.-based auto exporter is BMW (2017)
- Components of an automobile produced in North America may cross the border as frequently as <u>8 times</u> before being finally installed in a vehicle.
- "The NAFTA Highway"
  - E.g., Bombardier:
    - Fuselage and wings made in Mexico
    - Design and assembly done in Wichita
    - R&D conducted in Toronto



# But Protectionism is Looming

Global Foreign Direct Investment fell by 44% in Q1 2018 due to global investment fears and U.S. tax reforms.

Retaliation against U.S. tariffs will likely cause input prices to rise and reduce export opportunities. Some U.S. firms will move production overseas.

The impact of tariffs depends on the degree of a country's global integration.





