

ANNEX

Statement of Available Evidence

Canada's request for consultations dated January 8, 2007 identifies the subsidies that are part of this request for consultations. The evidence set out below is evidence presently available to Canada regarding the existence and nature of those subsidies, and the serious prejudice caused to the interests of Canada. Canada reserves the right to supplement or alter this list in the future, as required.

The evidence presently available to Canada includes, in addition to the relevant legislation, regulations and statutory instruments, the following:

United States Department of Agriculture (USDA):

USDA Commodity Estimates Book: FY 2007 Mid-Session Review
http://www.fsa.usda.gov/Internet/FSA_File/comm_est_book_2006.pdf

History of Budgetary Expenditures of the Commodity Credit Corporation, Fiscal Year 1990-2000 Actual, April 9, 2001. USDA Farm Service Agency, Budget Division, Book 3.
http://www.fsa.usda.gov/Internet/FSA_File/book3.pdf

History of Budgetary Expenditures of the Commodity Credit Corporation, Fiscal Years 2001-2003 Actual, January 30, 2004. USDA Farm Service Agency, Budget Division, Book 4.
http://www.fsa.usda.gov/Internet/FSA_File/book4.pdf

Farm and Commodity Policy Briefing Room
<http://www.ers.usda.gov/Briefing/FarmPolicy/>

The 2002 Farm Bill: Provisions and Economic Implications
<http://www.ers.usda.gov/Features/farbill/>

The 2002 Farm Act: Provisions and Implications for Commodity Markets.
USDA ERS Agriculture Information Bulletin Number 778. November 2002.
<http://www.ers.usda.gov/Publications/AIB778/>

Comparison and Summary of 1996 and 2002 Farm Bills – Title 1: Commodity Programs
<http://www.ers.usda.gov/Features/Farbill/titles/title1commodities.htm>

Farm and Commodity Policy: 1996-2001 Commodity Provisions – Emergency and Supplemental Assistance
<http://www.ers.usda.gov/Briefing/FarmPolicy/1996emerge.htm#2>

1996 FAIR Act Frames Farm Policy for 7 Years
<http://www.ers.usda.gov/publications/agoutlook/aosupp.pdf>

Provisions of the Federal Agriculture Improvement and Reform Act of 1996
<http://www.ers.usda.gov/publications/aib729/>

US Farm Program Benefits: Links to Planting Decisions and Agricultural Markets
<http://www.ers.usda.gov/publications/agoutlook/oct2000/ao275e.pdf>

Fact Sheet: Feed Grains – Summary of 2002-2007 Program. July 2003.
<http://165.221.16.19/pas/publications/facts/feedgrains03.pdf>

Farm and Commodity Policy: Program Provisions
<http://www.ers.usda.gov/Briefing/FarmPolicy/ProgramProvisions.htm>

Direct Payments
<http://www.ers.usda.gov/Briefing/FarmPolicy/DirectPayments.htm>

Counter Cyclical Income Support Payments
<http://www.ers.usda.gov/Briefing/FarmPolicy/CounterCyclicalPay.htm>

Marketing Assistance Loan and Loan Deficiency Payment Programs
<http://www.ers.usda.gov/Briefing/FarmPolicy/2002malp.htm>

Nonrecourse Marketing Assistance Loans and Loan Deficiency Payments Fact Sheet, June 2003
http://www.fsa.usda.gov/Internet/FSA_File/nonrec03.pdf

Commodity Certificates Fact Sheet, July 2000
[http://www.fsa.usda.gov/FSA/printapp?fileName=pf_20000701_comop_en_certs.html&newsTy
pe=prfactsheet](http://www.fsa.usda.gov/FSA/printapp?fileName=pf_20000701_comop_en_certs.html&newsType=prfactsheet)

Commodity Costs and Returns: U.S. and Regional Cost and Return Data
<http://www.ers.usda.gov/Data/CostsAndReturns/testpick.htm>

Corn Briefing Room
<http://www.ers.usda.gov/Briefing/Corn/>

Corn: Policy
<http://www.ers.usda.gov/Briefing/Corn/policy.htm>

Corn: Market Outlook
<http://www.ers.usda.gov/Briefing/Corn/marketoutlook.htm>

Feed Outlook – Various issues.
<http://usda.mannlib.cornell.edu/MannUsda/viewDocumentInfo.do?documentID=1273>

Feed Yearbook – Various issues.

<http://usda.mannlib.cornell.edu/MannUsda/viewDocumentInfo.do;jsessionid=0AB948D9EAA3F1212F7A4CE0465BFD0B?documentID=1274>

Feed Grains Database

<http://www.ers.usda.gov/data/feedgrains/>

Grain: World Markets and Trade. Foreign Agricultural Service Circular Series. Various issues.

<http://www.fas.usda.gov/grain/circular/2006/09-06/grain0906.pdf>

USDA Agricultural Baseline Projection Tables, Released February 2006

<http://usda.mannlib.cornell.edu/MannUsda/viewStaticPage.do?url=http://usda.mannlib.cornell.edu/usda/ers/94005/.2006/index.html>

Production, Supply & Distribution online, Custom Query

<http://www.fas.usda.gov/psdonline/psdquery.aspx>

National Agricultural Statistical Service – Acreage. Various issues.

<http://usda.mannlib.cornell.edu/MannUsda/viewDocumentInfo.do?documentID=1000>

National Agricultural Statistical Service – Agricultural Prices. Various issues.

<http://usda.mannlib.cornell.edu/MannUsda/viewDocumentInfo.do?documentID=1002>

World Supply and Demand Estimates

<http://www.usda.gov/oce/commodity/wasde/>

Agricultural Outlook Forum 2005: Grains and Oilseeds Outlook for 2005. Prepared by Members of the Wheat, Feed Grains, and Oilseeds Interagency Commodity Estimates Committees. USDA.

http://agecon.lib.umn.edu/cgi-bin/pdf_view.pl?paperid=17007&ftype=.pdf

USDA Export Credit Guarantee Programs

<http://www.fas.usda.gov/excredits/ecgp.asp>

Eligible Commodities Under the GSM-102 and SCGP Programs

<http://www.fas.usda.gov/excredits/gsmcommodities.html>

GSM 102 Guarantee Fee Rate Schedule

<http://www.fas.usda.gov/excredits/gsm102fees.html>

Monthly Summary of Export Credit Guarantee Program Activity

<http://www.fas.usda.gov/excredits/Monthly/ecg.html>

Other U.S. Government Sources:

Potential Challenges to U.S. Farm Subsidies in the WTO: A Brief Overview. Congressional Research Service (CRS) Report for Congress. October 25, 2006.

<http://fpc.state.gov/documents/organization/76911.pdf>

Potential Challenges to U.S. Farm Subsidies in the WTO. CRS Report for Congress. October 25, 2006.

<http://www.agweb.com/images/content/CRS1.pdf>

Agricultural Trade Liberalization. Congressional Budget Office (CBO). Economic and Budget Issue Brief. November 20, 2006.

<http://www.cbo.gov/ftpdocs/76xx/doc7690/11-20-AgTrade.pdf>

Emergency Funding for Agriculture: A Brief History of Supplemental Appropriations, FY1989-FY2006. CRS Report for Congress. Updated July 3, 2006.

<http://ncseonline.org/NLE/CRSreports/06Aug/RL31095.pdf>

Budget of the United States Government. Office of Management and Budget.

<http://www.whitehouse.gov/omb/budget/fy2007/>

Other sources, including analytical studies:

Boxed in: Conflicts between U.S. farm policies and WTO obligations. Daniel A. Sumner. CATO Institute. December 5, 2005.

<http://www.freetrade.org/node/23>

Statement of Professor Sumner. Canadian International Trade Tribunal. NQ-2005-001. Grain Corn From the United States. Public Exhibit A-6.

CCP Reply Brief. Effects of U.S. Corn Subsidies on the Corn Industry in Canada: Responses to Comments and Analysis, Daniel A. Sumner. Canadian International Trade Tribunal. NQ-2005-001. Public Exhibit A-18.

When the Peace Ends: The Vulnerability of EC and U.S. Agricultural Subsidies to WTO Legal Challenge. Richard H. Steinberg and Timothy E. Josling. *Journal of International Economic Law* 6(2), 369-417. Oxford University Press.

U.S. Agriculture Without Farm Support. Australian Bureau of Research and Agricultural Economics (ABARE) Research Report 06.10. September 2006.

http://www.abare.gov.au/publications_html/trade/trade_06/us_ag.pdf

Truth or Consequences: Why the EU and the USA Must Reform Their Subsidies, Or Pay the Price. Oxfam Briefing Paper. Oxfam International. November 2005.

http://www.oxfam.org/en/files/bp81_truth_or_consequences/download

United States – Subsidies on Upland Cotton, Panel Report (WT/DS267/R) and Report of the Appellate Body (WT/DS267/AB/R).

Chicago Board of Trade Corn Pricing Data

<http://www.cbot.com/>

Canada: Grains and Oilseeds Outlook. Agriculture and Agri-Food Canada, Market Analysis Division

http://www.agr.gc.ca/mad-dam/index_e.php?s1=pubs&s2=go-co&page=go-co-hist

Weekly Price Summary. Agriculture and Agri-Food Canada, Market Analysis Division

http://www.agr.gc.ca/mad-dam/index_e.php?s1=pubs&s2=pri&page=intro