

TradeNewsFlash

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USTR request for comments on WTO dispute initiated by China over IRA tax credits

The Office of the United States Trade Representative (USTR) is seeking public comments on a dispute initiated by China under the Marrakesh Agreement Establishing the World Trade Organization (WTO).

According to today's [USTR notice](#), China has requested a WTO dispute settlement panel, alleging that certain clean energy tax credits under the "Inflation Reduction Act" violate WTO agreements. The tax credits are:

- The clean vehicle tax credit (IRC section 30D)
- The investment tax credit for energy property (IRC section 48)
- The clean electricity investment tax credit (IRC section 48E)
- The production tax credit for electricity from renewables (IRC section 45)
- The clean electricity production tax credit (IRC section 45Y)

Although USTR will accept any comments during the course of the dispute settlement proceeding, comments must be submitted on or before the date that is 30 days after the date of publication in the Federal Register (scheduled to be August 27, 2024) to be assured of timely consideration.

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