

pricing practices by cartels which the Congress wished to protect against.

These same reasons are valid today, as they were when the Congress first adopted the ASP.

In connection with the Tariff Commission study, since pricing data in the files of the Commission were not available to us, we spent literally hundreds of hours gathering price information from customs records abroad, and we incorporated these into a computer study, and they showed that the price for the same product from the same country will vary as much as 100 percent in a single year.

With your permission, I would like to give the committee for its record a copy of that computer study.

The CHAIRMAN. We appreciate having it.

(This study is in the committee files.)

Mr. BARNARD. In connection with the Tariff Commission hearings, the Department of Commerce asked our embassies abroad to obtain foreign chemical prices and the embassies abroad to obtain foreign chemical prices and the embassies found out what we already knew, that these prices are unavailable, and that there are no published prices, and I would like to submit copies of those dispatches from our embassies for the record, and ask that they be printed.

The CHAIRMAN. Without objection, they will be included in the record.

(The dispatches appear as Exhibit 3 at the end of Mr. Barnard's prepared statement.)

Mr. BARNARD. I should also like to point out to the committee that the Tariff Commission has said that about 56 percent of the value of benzenoid chemical imports are transactions between a foreign parent and its U.S. subsidiary where price considerations are hardly at arm's length.

Now, the cartel situation is still with us. Last year the German cartel authority fined the principal German dye producers, the remainder of the old I.G. Farben trust, for conspiring with the Swiss, the English, and the French producers to fix prices.

Now, the indictment in that case covered only sales in Germany because that is all that was illegal under the German law, but it is interesting to note in the record of the court that the price fixing in Germany was only a miscellaneous item on the cartel's agenda.

I would like to submit for your record a copy of the decision of the German court together with a translation and ask that it be printed in my testimony.

The CHAIRMAN. Without objection, the translation will be printed in the record.

(The translation appears as exhibit 4 at the end of Mr. Barnard's prepared statement.)

Mr. BARNARD. Thank you.

Mr. Chairman, since 1961 also in Japan the Japanese Government has sponsored a program of rationalization of the Japanese industry which, in effect, is an officially sponsored cartel to rationalize production and provide markets.

I would like to submit some press releases on the Japanese Government's program to rationalize its chemical industry.