

Ministry of Commerce Announcement No. 16 of 2016 on anti-dumping measures on imports originating in the EU's solar grade polysilicon applicable to final review investigation carried out notice

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October 9, 2015, Ministry of Commerce issued Announcement No. 40 of 2015, announced on imports originating in the EU solar-grade polysilicon implementation of [anti-dumping](#) measures will expire on April 30, 2016. Under the "People's Republic of China Anti-dumping Regulations", examined and determined that the termination of anti-dumping duties could lead to dumping and injury continuation or recurrence of anti-dumping duty period may be extended. The date of announcement, the domestic industry or on behalf of the domestic industry of natural persons, legal persons or organizations concerned in anti-dumping measures 60 days before the due date, in writing to the Ministry of Commerce of the final application for review.

February 29, 2016, the Ministry of Commerce received [Jiangsu Zhongneng Polysilicon Technology Development Co., Ltd.](#), [Jiangxi LDK LDK Solar Silicon Technology Co., Ltd.](#), [Luoyang Sino-silicon high-tech Co., Ltd.](#) and [Chongqing New Energy Limited](#) on behalf of China solar grade polysilicon anti-dumping measures on the industry to submit a formal application for a final review. The applicant argued that if the termination of anti-dumping measures, imports originating in the EU on China solar grade polysilicon dumping is likely to continue or recur, the damage to China's domestic industry is likely to continue or recur, the Commerce Department ruled that the request to maintain the origin polysilicon anti-dumping measures in the implementation of the EU's imports of solar grade.

In accordance with relevant provisions of the "People's Republic of China Anti-dumping Regulations", the Ministry of Commerce of the eligibility of applicants, is the investigation of products and similar products in China the situation during the anti-dumping measures is to investigate the possibility of imported products, the continuation or recurrence of dumping, damage or continue and other relevant evidence and the possibility of recurrence were examined. Available evidence suggests that applicants comply with Article XI "Anti-dumping Regulations of People's Republic of China", and 17 of Article XIII on industry regulations and industry representative, are eligible to apply on behalf of China solar grade polysilicon industry. That the investigating authorities, the applicant's claim and submitted prima facie evidence of compliance with the filing requirements of the final review.

According to Article 48 of the "People's Republic of China Anti-dumping Regulations", the Ministry of Commerce decided that, effective May 1, 2016, anti-dumping measures on imports originating in the EU solar grade polysilicon applicable to final review investigation carried out. The announcement is as follows:

First, continue to implement anti-dumping measures

According to the Commerce Department suggested that the Tariff Commission of the State Council decided that during the anti-dumping expiry review investigation period on the origin of imported solar grade EU polysilicon continue to implement anti-dumping measures in accordance with the scope of taxation and measures of the Ministry of Commerce in 2014 No. 25 announcements in the form of .

Second, the review investigation period

The review of the dumping investigation period 1 January 2015 to 31 December 2015, the industry injury investigation period is January 1, 2013 to December 31, 2015.

Third, review the scope of the product under investigation

The review investigation of imports originating product range of solar-grade polysilicon in the EU anti-dumping measures applicable range of products, the Ministry of Commerce in 2014 and the No. 25 uniform announcements of anti-dumping measures applicable to the product range.

Fourth, content review

The contents of the review investigation, if the termination of anti-dumping measures on imports originating in the EU solar-grade polycrystalline silicon implementation, the possibility to lead to continuation or recurrence of dumping and injury.

V. participate in the survey register

Stakeholders may begin within 20 days from the date of the present investigation, the Ministry of Commerce [Trade Remedy](#) Investigation Bureau registered to participate in the final review of anti-dumping investigation. Stakeholders participated in the survey should provide basic identity information in accordance with the "Registration reference participated in the survey format," dumping investigation period, imports or exports to China are investigating the case number and the amount of product development, production and sales volume and the amount of similar products and associated conditions and other instructional materials. "Registration participated in the survey reference format" can be downloaded from the Ministry of Commerce website trade remedy investigations bureau subsites (<http://trb.mofcom.gov.cn>).

Stakeholders in this announcement refers to Article 19 of the individuals and organizations the "Anti-dumping Regulations of People's Republic of China."

Six, consult public information

Stakeholders can be downloaded on the aforementioned website or to the Ministry of Commerce Trade Remedy Room Public Information (Tel: 0086-10-65197878) Finding, viewing, copying and copying the unclassified version of the application submitted by the applicant in the present case. Course of the investigation, interested parties may be disclosed by the aforementioned website access to case information, or to the Ministry of Commerce Trade Remedy public reference room to find information, viewing, copying and copying public information case.

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Seven, for filing comments

Stakeholders of this survey the range of products and product classification, eligibility of applicants, the survey area and other related issues for comment, can be from the date of this announcement within 20 days to submit written comments to the Department of Commerce trade remedy investigations Bureau.

Eight of investigation

Under the "People's Republic of China Anti-dumping Regulations" Article XX of the Ministry of Commerce may questionnaire, sampling, hearing, site verification and other relevant stakeholders ways to understand the situation, to investigate.

In order to obtain the information needed to investigate the case, the Ministry of Commerce in Japan participated in the survey are usually provisions of this announcement registration deadline within 10 working days from the date of registration of responding to foreign exporters or producers, domestic importers and domestic producers questionnaires . Interested parties registered to participate in the survey questionnaire can also be downloaded from the aforementioned website.

Other interested parties have not been investigated registration can be downloaded from the above website, or to the Ministry of Commerce Bureau of Investigation Request more trade remedy questionnaire, fill as required.

All companies should submit a complete and accurate answer within a specified time. Survey respondents should include all the information required by the questionnaire.

Nine, filing and processing of confidential information

Request information submitted by interested parties to the Ministry of Commerce for confidentiality may be directed to the Ministry of Commerce of the relevant information confidential process and explain the reasons. Such as the Ministry of Commerce agreed to his request, the applicant should also provide stakeholders confidential non-confidential summary of the confidential information. Non-confidential summary shall include sufficient meaningful information to allow other interested parties to confidential information can have a reasonable understanding. If you can not provide a non-confidential summary shall state the reasons. The information submitted by interested parties did not state the need for confidentiality, the Commerce Department will depend on the information is public information.

Ten, the consequences of non-cooperation

According to Article 21 of the "People's Republic of China Anti-dumping Regulations", the Ministry of Commerce during the investigation, interested parties should tell the truth and provide relevant information. Interested party does not provide relevant information, or fails to provide necessary information within a reasonable time, or otherwise significantly impedes the investigation, the Ministry of Commerce may make a ruling based on the facts already obtained and the best information available .

XI investigation period

The survey from May 1, 2016 start, 2017 ended April 30.

Twelve, the Ministry of Commerce Information

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Annex: [EU anti-dumping polysilicon final review of the registration form .doc](#)

[EU polysilicon final review of the application \(public version\) .pdf](#)

[EU polysilicon final review of the application - Annex \(public version\) .pdf](#)

People's Republic of China Ministry of Commerce
April 29, 2016