

Announcement No.22 of the Ministry of Commerce of the People's Republic of China on the Final Examination and Approval of Anti-dumping Measures Applicable to Imported Solar Grade Polysilicon Originating in the European Union

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【 Big Middle Small 】【 打印 To

Ministry of Commerce of the People's Republic of China

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On April 30, 2014, the Ministry of Commerce of the People's Republic of China (hereinafter referred to as the investigation organ) issued the Notice No. 25 of 2014, and decided to implement anti-dumping measures for imported solar grade polysilicon originating from the EU. The deadline for implementation is from May 1, 2014 2 years from the date.

On April 29, 2016, at the request of China's solar grade polysilicon industry, the investigation organ issued the Notice No. 16 of 2016, and decided to conduct a final review of the anti-dumping measures applicable to the imported solar grade polysilicon originating in the EU.

The investigating authorities investigated the possibility of dumping and damage to China's solar grade polysilicon industry, which is originating in the EU, for the continuation or recurrence of imported solar grade polysilicon. According to the survey results, and in accordance with the "Anti-dumping Ordinance of the People's Republic of China" (hereinafter referred to as "anti-dumping regulations") Article 48, the investigating authorities to make a review ruling (see Annex), the relevant matters are as follows:

First, review the ruling

The investigation authorities ruled that if the anti-dumping measures were terminated, the dumping of imported solar grade polysilicon originating in the EU could continue or re-occur in China. The damage caused by the imported solar grade polysilicon originating in the EU to China's solar grade polysilicon industry may continue or occur.

Second, anti-dumping measures

According to the provisions of Article 50 of the Anti-dumping Regulations, taking into consideration the current situation and development of domestic demand and supply of solar grade polysilicon market, the investigating authorities put forward the proposal to continue to implement the anti-dumping measures to the State Council Tariff Commission on the basis of the survey results. The State Council Customs Tariff Commission in accordance with the recommendations of the Ministry of Commerce to make a decision, since May 1, 2017, originating in the EU imports of solar grade polysilicon continue to impose anti-dumping duties, the implementation period of 18 months.

The product description of the anti-dumping duty is still in line with the provisions of the Ministry of Commerce No. 25 of 2014, as follows:

Product Name: Solar Grade Polysilicon. English name: Solar-Grade Polysilicon.

The specific products of the investigated products: the use of chlorosilane as raw materials (modified) Siemens and silane process and other processes used to produce crystalline silicon photovoltaic cells of rod-like polysilicon, bulk polysilicon, granular polysilicon products.

被调查产品电学参数为: 基磷电阻率 <300 欧姆·厘米 ($\Omega \cdot \text{cm}$); 基硼电阻率 <2600 欧姆·厘米 ($\Omega \cdot \text{cm}$); 磷浓度 $>1.0 \times 10^{16}$ (at/cm³); n型少数载流子寿命 <500 μs; 施主杂质浓度 $>0.3 \times 10^{-9}$; 受主杂质浓度 $>0.083 \times 10^{-9}$ 。

Main use: mainly used for solar grade single crystal silicon rods and directional solidification of polysilicon ingot production, is the production of crystalline silicon photovoltaic cells, the main raw material.

The product is included in the "People's Republic of China import and export tariffs" Tariff No. : 28046190. The electronic grade polysilicon used in the production of integrated circuits, discrete devices and other semiconductor products under the tariff number is not within the scope of this survey product.

In accordance with the provisions of the Anti-Dumping Regulations, the investigating authorities decided to continue to implement the price commitments for the products surveyed by Wacker Chemie AG, WACKER CHEMICAL CO., LTD. Agreed to extend the execution automatically in accordance with the Price Commitment Agreement during the trial period. During the execution of the price commitment, the anti-dumping duties are not levied on the products surveyed from WACKER CHEMICAL CO., LTD. In the event of a breach of the price commitment or other termination price commitments, the dumping margin is determined in accordance with the dumping margin determined by Notice No. 25 of 2014 tax.

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Third, the method of levying anti - dumping duties

Since May 1, 2017, the import operators in the import of the EU-origin of imported solar grade polysilicon, the People's Republic of China Customs should pay the corresponding anti-dumping duties. Anti-dumping duties to customs verification of dutiable value ad valorem, the formula is: anti-dumping duty = customs duty-paid price anti-dumping tax rate. Import VAT value of the import duty to customs duty-paid price plus customs duties and anti-dumping duties as a taxable price ad valorem.

Fourth, [administrative reconsideration](#) and administrative litigation

In accordance with the provisions of Article 53 of the Anti-dumping Regulations, if the dissatisfaction with this review decision is made, it may apply for administrative reconsideration according to law or may bring a lawsuit to the people's court according to law.

5. The announcement shall come into force on May 1, 2017

Annex: [Ministry of Commerce on the origin of the EU imports of solar grade polysilicon anti-dumping measures applicable to the final review of the decision.pdf](#)