

Ministry of Commerce of the People's Republic of China

Notice No.52 (2016)

On 18 October 2011, the Ministry of Commerce released the notice No. 68 of the year, and decided to impose anti-dumping measures on imports of Caprolactam originating from the EU and USA, the term shall be 5 years since 22 October 2011. On 11 March 2016, the Ministry of Commerce published the notice No. 6 of the year to notify the change of name of related company.

On 16 August 2016, the Ministry of Commerce received an application for an expiry review from the domestic caprolactam industry. In accordance with the provisions of the Anti-dumping Regulation of the People's Republic of China, the Ministry of Commerce made an investigation to the applicant qualification, the investigated product, the domestic same kind of product, imports during the anti-dumping measures are taken, possibilities of continuation of dumping and possibilities of continuation of injury and related evidence. The prima facie evidences provided by the petitioner are in line with the Article 11, 13 and 17 regarding the representation of the industry. The investigation authority holds that the petitioner's application and the evidence provided meet the requirement of an expiry review initiation.

In compliance with provisions of Article 48 of Anti-dumping Regulation of the People's Republic of China, The Ministry of Commerce decided to carry out an investigation on expiry review of anti-dumping measures of imports of caprolactam originating from the EU and USA since 22 October 2016.

The relevant details are hereby made public as follows:

1 Continue of the anti-dumping measures

According to the suggestions of the Ministry of Commerce, the Duty Tariff Committee of the State Council decided to continually impose anti-dumping duties during the expiry review period, in accordance with the Notice No. 68 2011 and No. 6 2016 on tariff scope and anti-dumping duties rate.

2. Period of review investigation

The anti-dumping investigation period of the review is set as from 1 July 2015 to 30 June 2016. The industry injury investigation period is set as from 1 January 2012 to 30 June 2016.

3. Scope of investigation

Product investigated is the same as in the Notice No. 68 of 2011 by the Ministry of Commerce.

4. Content of review

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The content of the review is if terminate the anti-dumping measures to imports of caprolactam originating from the EU and USA, whether it leads continuation or recurrence of dumping and industry injury.

5 Registration to intervene in the case

Any interested parties or interested country (region) may, within 20 days of the publication of this Notice, apply to the Bureau of Trade Remedy and Investigation of MOFCOM to intervene in the case; Interested parties should provide information according to the reference of registration form, such as quantity and value of the imported product during the investigation period, quantity and value of production and sales of same kind of products, etc. The reference registration form can be downloaded at relevant webpage (<http://trb.mofcom.gov.cn>).

The interested parties in the Notice refer to the individuals and organisations defined in the Article 19 of the Anti-dumping Regulation of the People's Republic of China

6 Access to Public Information

The interested parties can download from relevant website or go to the Trade Remedy Public Information Office (phone number: 0086-10-65197878) to search, read and copy non-confidential documents of the case.

7 Comments to the case initiation

The interested parties can submit their comments to MOFCOM in written form within 20 days since the notice is published if they have different opinions on the product scope of the investigation, the standing of the petitioners, the alleged countries and regions and other relevant issues.

8 Investigation Approaches

According to Article 20 of the Anti-dumping Regulation of the People's Republic of China, the investigation authority can investigate by means of questionnaires, sampling, public hearing, on-the-spot verification etc.

In order to obtain the required information, MOFCOM will normally issue investigation questionnaire to involved foreign exporters or producers, domestic producers or importers within 10 days since the expiration of the above-mentioned responding time period. The responding interested parties can download the questionnaire from the relevant website.

Non-registered other interested parties can download the questionnaire from relevant website or ask the Trade Remedy and Investigation Bureau for the questionnaire, and submit information according to the questionnaire.

Companies shall provide complete and accurate questionnaire responses to MOFCOM in specified time limit. The response shall include all information required by the questionnaire.

9 Submission and processing of Confidential Information

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For confidential information, interested parties can submit request and reason to MOFCOM for confidential processing of the information. If MOFCOM agrees the request, the interested party should submit the non-confidential outline summary of the confidential information. The outline should include sufficient meaningful information of its rationality. If the interested party cannot provide the outline, it should clarify the reasons. If the interested party does not indicate confidential requests when submit information, MOFCOM will conduct the information as non-confidential.

10 Result of Non-cooperation

According to the Article 21 of the Anti-dumping Regulation of the People's Republic of China, the interested parties shall provide authentic information and relevant documentation to the Ministry of Commerce in the process of the investigation. In the event that any interested party does not provide authentic information and relevant documentation, or does not provide necessary information within a reasonable time limit, or significantly impedes the investigation in other ways, the Ministry of Commerce may make determinations on the basis of the facts already known and the best information available.

11 Investigation period

The investigation starts from 22 October 2016 and shall normally end before 21 October 2017.

12 Contact of MOFCOM

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Ministry of Commerce
21 October 2016

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