

Ministry of Commerce of the People's Republic of China
Notice No.5 (2021) on initiation of expiry review of the anti-
dumping measures against the imported unbleached sack paper
originating from the US, the EU and Japan

<http://trb.mofcom.gov.cn/article/cs/202104/20210403050838.shtml>

On 9 April 2016, the Ministry of Commerce published the Notice No. 8 (2016), deciding to impose anti-dumping measures against the imports of unbleached sack paper originating from the US, the EU and Japan for 5 years, as of 10 April 2016.

On 29 January 2021, the Ministry of Commerce published the Notice No.3 (2021). In accordance with this Notice, the trade remedy measures imposed on the EU before 31 December 2020 when the Brexit transition period ended will continue to apply to the EU and the UK, with the implementation period unchanged. Britain will no longer be treated as a member state of the EU in the trade remedy investigation and review cases newly initiated after 31 December 2020.

On 5 February 2021, the Ministry of Commerce received an application for an expiry review of the anti-dumping measures from Fujian Qingshan Paper Industry Co., Ltd. on behalf of China's unbleached sack paper industry. The applicant pretested that if the anti-dumping measures were terminated, the dumping imports of unbleached sack paper originating from the US, the EU and Japan would continue, and the dumping injury to the domestic industry would continue. Therefore, the applicant requested the Ministry of Commerce to maintain the anti-dumping measures against the imports of unbleached sack paper originating from the US, the EU, and Japan. The applicant did not apply for expiry review of the anti-dumping measures against the import of unbleached sack paper originating from the UK. As of 10 April 2021, the anti-dumping measures against the import of unbleached sack paper originating from the UK shall be terminated.

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 products, domestic same kind of products, imports of the investigated products 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 provisions on industry and industrial representation from the Article 11, 13 and 17 of the *Anti-Dumping Regulation of the People's Republic of China*. The applicant is qualified to submit the application on behalf of China's unbleached sack paper industry. The investigation authority believes that the applicant's claim and the prima facie evidence submitted meet the requirements of initiating an expiry review.

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 expiry review of anti-dumping measures against the imports of unbleached sack paper originating from the US, the EU and Japan from 10 April 2021.

The relevant details are hereby made public as follows:

1. Continuation of the anti-dumping measures

According to the suggestions of Ministry of Commerce, the Customs Tariff Committee of the State Council has decided to continue the anti-dumping measures during the expiry review period to the imports of unbleached sack paper originating from the US, the EU and Japan, according to the scope and tariff rate announced in the Ministry of Commerce Notice No.8 (2016).

The anti-dumping margins to be collected from each company are as follows:

A. USA companies

i. Kapstone Karaft Paper Corporation	14.9%
ii. All other USA companies	14.9%

B. EU companies

i. BillerudKorsnas Sweden AB	23.5%
ii. Mondi Stambolijski EAD	29.0%
iii. BillerudKorsnas Finland Oy	26.2%
iv. Mondi Frantschach GmbH	26.2%
v. Mondi Steti a.s.	26.2%
vi. Mondi Dynäs Aktiebolag	26.2%
vii. All other EU companies	29.0%

C. Japan companies

i. Oji Paper Co., Ltd	20.5%
ii. Oji Materia Co., Ltd	20.5%
iii. Chuetsu Pulp & Paper Co., Ltd	20.5%
iv. Dawang Paper Co., Ltd	20.5%
v. Nippon Paper Industries Co., Ltd	20.5%
vi. All other Japan companies	20.5%

2. Period of expiry review investigation

The dumping investigation period of the expiry review is set as 1 January 2020 to 31 December 2020. The industry injury investigation period is set as 1 January 2016 to 31 December 2020.

3. Scope of expiry review investigation

Product investigated during the expiry review is the same as in Notice No.8 (2016) published by the Ministry of Commerce.

The name of the investigated product: Unbleached Sack Paper, Unbleached Sack Kraft Paper, Unbleached Bag Paper, or Unbleached Extensible (Semi-Extensible) Sack (Kraft) Paper.

Specific Description: USP is a kind of high-strength packing paper made, in most cases, of unbleached or slightly bleached sulfate wood pulp (into which waste paper pulp, bamboo pulp and/or other pulp material can also be mixed) which serves as main raw material, through certain manufacturing process, whether treated by an extension device or not, with tensile index (vertical + horizontal) $\geq 69\text{N.m/g}$, tear index (vertical) $\geq 10\text{mN.m}^2/\text{g}$, tensile energy

absorption index (horizontal) $\geq 1.0\text{J/g}$, tensile energy absorption index (vertical) $\geq 0.8\text{J/g}$, porous index $\geq 3.4\mu\text{m}/(\text{Pa}\cdot\text{s})$ and elongation (vertical) $\geq 2\%$.

It is listed under codes of 48042100, 48043100 in the *Customs Import and Export Tariff of the People's Republic of China*.

4. Content of review

The content of the review is if terminate the anti-dumping measures against the import of unbleached sack paper originating from the US, the EU and Japan, whether it leads to continuation or recurrence of dumping and industry injury.

5. Registration to intervene in the case

As concerns the dumping investigation, any interested party 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 basic identity information, quantity and value of the investigated products exported or imported into China, quantity and value of producing same kind products, and their relevance. The reference registration form can be downloaded from the website of the Trade Remedy and Investigation Bureau, MOFCOM (<http://trb.mofcom.gov.cn>).

The interested parties registered to participate in this anti-dumping investigation shall submit electronic version through the Trade Remedy and Investigation Information Platform (<http://etrb.mofcom.gov.cn>), and at the same time submit the written version according to the requirements of the Ministry of Commerce. The electronic version and the written version shall keep the same and consistent in terms of the content and the format.

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 the website of the Trade Remedy and Investigation Bureau, MOFCOM 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. During the investigation, the interested parties can download from relevant website or go to the Trade Remedy Public Information Office to search, read and copy public information of the case.

7. Comments to the case initiation

The interested parties can submit their comments to the Trade Remedy and Investigation Bureau of MOFCOM in written form within 20 days since the notice is published if they would like to make comments on the product scope of the investigation, the standing of the petitioners, the alleged countries and other relevant issues.

8. Investigation Approaches

In accordance with the provisions in Article 12 of the *Anti-Dumping Regulation of the People's Republic of China*, The Ministry of Commerce 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 interested parties within 10 working days since the deadline of the above-mentioned registration to participate in the investigation. The interested parties can download the questionnaire from the website of the Trade Remedy and Investigation Bureau of MOFCOM.

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

9. Submission and processing of Information

The interested parties, when submitting comments and questionnaires during the investigation, shall submit electronic version through the Trade Remedy and Investigation Information Platform (<http://etrb.mofcom.gov.cn>), and at the same time submit the written version according to the requirements of the Ministry of Commerce. The electronic version and the written version shall keep the same and consistent in terms of the content and the format.

For confidential information, interested parties can submit request and reason to MOFCOM for confidential processing of the information. If MOFCOM agrees to the request, the interested party should submit the non-confidential outline summary of the confidential information. The outline should include sufficient meaningful information to allow other interested parties to have reasonable understanding of the confidential information. 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

In accordance with 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 10 April 2021 and shall normally end before 9 April 2022.

12 Contact of MOFCOM

2 Dong Chang'An Jie, Beijing 100731
Division II Trade Remedy and Investigation Bureau, MOFCOM
Tel. +86 10 65198182, 65198190
Fax +86 10 65198415

Relevant website: Trade Remedy and Investigation Bureau, MOFCOM
(<http://trb.mofcom.gov.cn>)

Ministry of Commerce
9 April 2021

Annex 1: Application for expiry review of the anti-dumping measures against unbleached sack paper (public text) – main text [link](#)

Annex 2: Application for expiry review of the anti-dumping measures against unbleached sack paper (public text) – annex [link](#)

Annex 3: reference registration form, [link](#)