

Ministry of Commerce of the People's Republic of China
Announcement No.8 (2021) on initiation of expiry review of the
anti-dumping measures against the imported polyamide-6
originating from the US, the EU, Russia and Taiwan

<http://gpj.mofcom.gov.cn/article/cs/202104/20210403053948.shtml>

On 21 April 2010, the Ministry of Commerce published the Announcement No. 15 (2010), deciding to impose anti-dumping measures against the imports of polyamide-6 originating from the US, the EU, Russia and Taiwan. On 21 April 2016, the Ministry of Commerce published the Announcement No. 4 (2016), deciding to continue the anti-dumping measures against the imports of polyamide-6 originating from the US, the EU, Russia and Taiwan for 5 years as of 22 April 2016. On 15 March 2017, the Ministry of Commerce published the Announcement No.14 (2017), deciding that the Public Joint Stock Company “KuibyshevAzot” will inherit the anti-dumping margin 5.9% in the applicable anti-dumping measures against the import of polyamide-6 as well as other rights and obligations of the Open Joint Stock Company “KuibyshevAzot.” On 20 July 2017, the Ministry of Commerce published the Announcement No. 34 (2017), deciding to adjust the anti-dumping margin of the Lanxess Deutschland GmbH and the Lanxess N.V. from 23.9% to 8.2%. On 8 June 2018, the Ministry of Commerce published the Announcement No. 47 (2018), deciding that the AdvanSix Resins & Chemicals LLC will inherit the anti-dumping margin 36.2% in the applicable anti-dumping measures against the import of polyamide-6 as well as other rights and obligations of the Honeywell Resins & Chemicals LLC. On 6 July 2020, the Ministry of Commerce published the Announcement No. 24 (2020), deciding that the DSM Engineering Materials B.V. will inherit the anti-dumping margin 8.2% in the applicable anti-dumping measures against the import of polyamide-6 as well as other rights and obligations of the DSM Engineering Plastics B.V.

On 29 January 2021, the Ministry of Commerce published the Announcement No. 3 (2021). In accordance with the Announcement, 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 28 January 2021, the Ministry of Commerce received an application for an expiry review of the anti-dumping measures from eleven applicant companies including the Fujian Eversun Jinjiang Co., Ltd., Changle Liheng Polyamide Technology Co., Ltd., Jiangsu Haiyang Chemical Fibres Co., Ltd., Jiangsu Haiyang Nylon New Materials Co., Ltd., Hangzhou Yichen Chemical Fiber Co., Ltd., Fujian Zhongjin New Materials Co., Ltd., Guangdong Xinhui Meida Nylon Co., Ltd., Zhejiang Fangyuan New Material Co., Ltd., Hunan Yuehua Chemical Industry Co., Ltd., Changle Hengshen Synthetic Fiber Technology Co., Ltd., and Zhejiang Huajian Nylon Co., Ltd. as well as two supporting companies including Hangzhou Juheshun New Materials Co., Ltd. and Zhejiang Hengyi Polyamide Co., Ltd. on behalf of the polyamide-6 industry of Chinese Mainland. The applicants pretested that if the anti-dumping measures were terminated, the dumping imports of polyamide-6 originating from the US, the EU, Russia and Taiwan would continue, and the dumping injury to the industry of Chinese Mainland would continue. Therefore, the applicants requested the Ministry of Commerce to

maintain the anti-dumping measures against the imports of polyamide-6 originating from the US, the EU, Russia and Taiwan. The application for expiry review does not include the UK. 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 22 April 2021, the anti-dumping measures against the import of polyamide-6 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 applicants qualification, the investigated products, the same kind of products in Chinese Mainland, 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 applicants are qualified to submit the application on behalf of the polyamide-6 industry in Chinese Mainland. The investigation authority believes that the applicants' 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 polyamide-6 originating from the US, the EU, Russia, and Taiwan from 22 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 polyamide-6 originating from the US, the EU, Russia and Taiwan, according to the scope and tariff rate announced in the Ministry of Commerce Announcement No.15 (2010) and 34 (2017).

The anti-dumping margins to be collected from each company are listed in the annex to this Announcement.

2. Period of expiry review investigation

The dumping investigation period of the expiry review is set as 1 October 2019 to 30 September 2020. The industry injury investigation period is set as 1 January 2016 to 30 September 2020.

3. Scope of expiry review investigation

Product investigated during the expiry review is the same as in Announcement No.15 (2010) published by the Ministry of Commerce.

The name of the investigated product: Polycaprolactam, Polyamide-6 (or PA6 in short), or Nylon6.

Chemical formula: $\text{—}[\text{NH—}(\text{CH}_2)_5\text{—CO}]_n\text{—}$

Physical and chemical characteristics: Nylon 6 chip is a kind of crystalline polymer with milky white or yellowish appearance, translucent to opaque, soluble in phenol and hot sulfuric acid.

Main uses: Nylon 6 chip has the characteristics of good colorability, toughness, wear resistance, self lubrication, low temperature resistance, bacteria resistance and good molding processability. It is a kind of widely used synthetic resin, which is mainly used in chemical fiber, textile, chemical industry, electronics, machinery, automobile, military industry, food and medical treatment.

It is listed under code of 39081012¹ 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 polyamide-6 originating from the US, the EU, Russia and Taiwan, 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 Announcement, 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 Chinese Mainland, 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.

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:

¹ During 2009 to 2010, the investigated product is listed under code of 39081019 in the *Customs Import and Export Tariff of the People's Republic of China*. After 2011, the investigated product is listed under code of 39081012 in the *Customs Import and Export Tariff of the People's Republic of China*.

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 22 April 2021 and shall normally end before 21 April 2022.

12 Contact of MOFCOM

2 Dong Chang' An Jie, Beijing 100731

Import Investigation Division IV, Trade Remedy and Investigation Bureau, MOFCOM

Tel. +86 10 65198727, 65198474

Fax +86 10 65198172

Relevant website: Trade Remedy and Investigation Bureau, MOFCOM

(<http://trb.mofcom.gov.cn>)

Ministry of Commerce

21 April 2021

Annex 1: Anti-dumping margins for each company [link](#)

Annex 2: Application for expiry review of the anti-dumping measures against polyamide-6 (public text) [link](#)

Annex 3: Application for expiry review of the anti-dumping measures against polyamide-6 (public text) – annex [link](#)

Annex 4: Introduction to the Application for expiry review of the anti-dumping measures against polyamide-6 [link](#)

Annex 5: Reference registration form [link](#)