

EU Anti-Dumping and Other Trade Defence Instruments

Fifth Edition
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VAN BAEL & BELLIS
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PREFACE TO THE FIFTH EDITION

Together with competition policy, trade policy is an area where the EU authorities, and especially the European Commission, enjoy extensive investigative and regulatory powers.

The purpose of this book is to provide a comprehensive and up to date analysis of the four basic EU trade defence instruments, i.e. those dealing with anti-dumping measures, countervailing measures, safeguard measures as well as measures under the Trade Barriers Regulation.

The book combines a critical commentary on the rules with practical guidance on their application. The fifth edition discusses all the developments in the EU trade defence laws and their interpretation at EU and WTO levels that have occurred until December 2010.

Many significant developments have occurred since the publication of the previous edition of this book. The fifth edition comprehensively analyses the numerous cases decided under the EU trade defence instruments by the Commission and the Council as well as by the General Court and the Court of Justice in the last five years. In addition, the cases dealing with anti-dumping, countervailing and safeguard measures dealt with by the WTO dispute settlement process are extensively discussed in the sections of the book in which they are of relevance. Finally, the fifth edition of the book also discusses the important changes in the EU decision-making process for trade defence cases which will be introduced in the course of 2011.

The fifth edition of this book has been written under the editorial supervision of Benoit Servais who has also contributed personally to several chapters. I also wish to express my gratitude to the following members of the trade law team of Van Bael & Bellis (listed in alphabetical order) for their valuable contributions: Renato Antonini, Gabor Bathory, Florin Dascalescu, Fabrizio Di Gianni, Clotilde du Parc, Reshad Forbes, Volker Hahn, Eva Monard, Yuri Rudyuk, Christos Sakellariou and Giovanni Vallera.

Jean-François Bellis
January 2011

ABOUT THE AUTHORS

Van Bael & Bellis is recognised by leading legal directories as first in Europe in the area of trade law, offering the most extensive experience in international trade cases. It advises exporters, importers, governments as well as trade associations involved in EU anti-dumping, anti-subsidy, safeguard and trade barrier cases.

In the field of anti-dumping, Van Bael & Bellis has a level of experience unmatched by any other firm in Europe since it has, as of January 2011, handled more than 360 EU anti-dumping proceedings representing exporters, importers and users of products targeted in anti-dumping investigations. Van Bael & Bellis has also been involved in most of the less frequently initiated EU anti-subsidy and safeguard proceedings.

With more than thirty years of experience in EU trade law, Van Bael & Bellis' team of trade lawyers is the largest and most experienced in Brussels. As an extension of its EU trade law practice, Van Bael & Bellis opened, in 1997, a Geneva office exclusively dedicated to WTO matters. Van Bael & Bellis has assisted governments in major WTO dispute settlement proceedings. Van Bael & Bellis also assists governments and private interests in WTO and bilateral trade negotiations.

TABLE OF CONTENTS

PREFACE TO THE FIFTH EDITION	v
------------------------------------	---

ABOUT THE AUTHORS	vii
-------------------------	-----

1. INTRODUCTION – THE EU TRADE DEFENCE LAWS IN PERSPECTIVE..... 1

§1.1. Scope of this work	1
(1) Anti-dumping measures	1
(2) Countervailing measures	1
(3) Safeguard measures	2
(4) Measures under the ‘Trade Barriers Regulation’	2
INSTITUTIONAL BACKGROUND	2
§1.2. General	2
§1.3. TFEU: common commercial policy	3
§1.4. TFEU: Union Institutions	4
(1) The Commission	4
(2) The Council of Ministers	5
(3) The Committee	8
(4) The European Parliament	9
(5) The Court of Justice of the European Union	10
OVERVIEW OF PRACTICE	15
§1.5. Anti-dumping proceedings	15
§1.6. Anti-subsidy proceedings	15
§1.7. Safeguard proceedings	15
§1.8. Trade Barrier Regulation	16
§1.9. General comments	16

PART I

ANTI-DUMPING MEASURES

2. INTRODUCTION	19
§2.1. General position	19
THE UNION FRAMEWORK	20
§2.2. Legislative history	20
§2.3. Scope of the Regulation	25
§2.4. The European Economic Area	25
(1) ‘Union acquis’	26
(2) Anti-circumvention	27
§2.5. Customs Union with Turkey	28

- (1) The Association Agreement28
- (2) The Decision implementing the final phase of the Customs Union .29

3. SUBSTANTIVE ELEMENTS I: DUMPING	31
§3.1. Introduction.....	31
NORMAL VALUE	33
§3.2. Introduction.....	33
(1) The notion of ‘exporting country’	35
(2) Trading companies	36
(3) Normal value computed on a monthly, quarterly or six-monthly basis	37
(4) Calculation of the normal value in cases where two or more related exporting producers manufacture products originating in the same investigated country	39
(5) Type-by-type analysis: the notion of ‘product control number’ (‘PCN’)	39
§3.3. Normal value determinations for products originating in market economy countries or manufactured by exporting producers located in non-market economy countries who were granted market economy treatment	41
§3.4. Domestic market prices	42
§3.5. Grounds for disregarding domestic market prices	45
(1) No or insufficient sales of the like product	45
(2) No sales in the ordinary course of trade	47
(3) Sales not permitting a proper comparison	56
§3.6. First alternative normal value: normal value established on the basis of prices of other sellers or producers	57
§3.7. Second alternative normal value: constructed value	59
§3.8. Constructed value: rules concerning the determination of costs	60
(1) Use of the party’s records and costs not reasonably reflected in the records of the party concerned	60
(2) Cost allocations	63
(3) Start-up operations	64
§3.9. The elements of constructed value	66
(1) Cost of production	66
(2) Selling, general and administrative expenses (SGA)	70
(3) Reasonable profits	79
§3.10. Third alternative normal value: export price to a third country	82
EXPORT PRICE	84
§3.11. Notion of export price	84
(1) Volume of transactions investigated	84
(2) Imports under inward processing relief arrangements	88
(3) Sample sales	89

§3.12.	The actual export price	90
(1)	Sales through unrelated intermediaries	90
(2)	OEM sales	91
§3.13.	Constructed export price	92
(1)	Circumstances under which the export price may be constructed . .	92
(2)	Construction of the export price	94
COMPARISON BETWEEN NORMAL VALUE AND EXPORT PRICE		104
§3.14.	Introduction	104
§3.15.	General principles	104
(1)	Comparison at the same time	105
(2)	Non-exhaustive list of permissible adjustments	105
(3)	No duplication	106
(4)	Burden of proof	107
§3.16.	Specific rules for the determination of the permissible adjustments . . .	108
(1)	Physical characteristics	109
(2)	Import charges and indirect taxes	111
(3)	Discounts, rebates and quantities	113
(4)	Level of trade	114
(5)	Transport, insurance, handling, loading and ancillary costs	117
(6)	Packing	117
(7)	Credit	118
(8)	After-sales costs	119
(9)	Commissions	120
(10)	Currency conversions	122
(11)	Other factors	125
DUMPING MARGIN		128
§3.17.	Introduction	128
§3.18.	Weighted average or individual normal value/export prices	128
(1)	The Union Institutions' past practice	128
(2)	The rules introduced in the Regulation	130
(3)	Individual or general dumping margin	139
NON-MARKET ECONOMY COUNTRIES		140
§3.19.	Introduction	140
(1)	Background	140
(2)	Specific Union rules applicable to non-market economy countries	141
§3.20.	The notion of non-market economy countries	144
§3.21.	Normal value determinations for imports from traditional non-market economy countries	145
(1)	The selection of the 'analogue country'	145
(2)	Methods to determine normal value	156
(3)	Adjustments	159
§3.22.	Normal value determinations for imports from 'special non-market economy' countries	163

(1)	First criterion: there must be freedom to take decisions without significant State interference	166
(2)	Second criterion: accounting records must be in line with international accounting standards	176
(3)	Third criterion: production costs and financial situation must not be affected by significant distortions	182
(4)	Fourth criterion: bankruptcy and property laws must be applicable	186
(5)	Fifth criterion: exchange rate conversions must be carried out at the market rate	187
§3.23.	Individual treatment	188
(1)	Individual treatment under Article 9(5) of the Regulation	188
(2)	Inconsistency of Article 9(5) with WTO rules	188
(3)	Individual treatment: the Commission's practice so far	190
§3.24.	The procedure in cases involving non-market economy countries	196
§3.25.	Sampling in cases involving non-market economy countries	201
4.	SUBSTANTIVE ELEMENTS II: INJURY	207
§4.1.	Introduction	207
	LIKE PRODUCT	208
§4.2.	The 'product concerned' determination	209
(1)	Factors taken into account in the 'product concerned' determination	211
(2)	Overview of cases discussing the 'product concerned' determination	221
(3)	Market segmentation	229
(4)	Intermediate products	232
(5)	Modifications of the scope of the investigation	236
(6)	The product determination and the passing of time	237
§4.3.	Like product definition	238
(1)	Basic physical, chemical and/or technical characteristics and basic use	239
(2)	Quality differences	242
(3)	Other criteria	243
(4)	Intermediate products	244
(5)	No production by the Union industry	244
	UNION INDUSTRY	244
§4.4.	Notion of Union industry	244
§4.5.	The determination of the Union production	246
§4.6.	The products	246
§4.7.	The producers	247
(1)	Exception 1: producers related to exporters or importers	249
(2)	Exception 2: producers importing products under investigation	254
(3)	Exception 3: regional industry	263

(4) No separate identification of the Union production of the like product	266
§4.8. The determination of the Union industry	267
(1) The requirements to be included in the Union industry	268
(2) Standing	270
MATERIAL INJURY	273
§4.9. Notion of 'material injury'	273
§4.10. Actual material injury	273
§4.11. Volume of dumped imports	277
(1) Statistics on imports	277
(2) Volume of imports in absolute terms	279
(3) Volume of imports in market share	281
§4.12. Price of dumped imports	288
(1) Price undercutting	289
(2) Price depression and price suppression	295
(3) Absence of detrimental effects	297
§4.13. Impact on the Union industry	297
(1) Production and utilization of capacity	301
(2) Stocks	304
(3) Sales, market share and growth	306
(4) Prices	309
(5) Profits, return on investment, cash flow, investments and ability to raise capital	311
(6) Employment and wages	317
(7) Magnitude of the dumping margin	318
(8) Other factors	319
§4.14. Threat of material injury	320
§4.15. Material retardation of the establishment of a Union industry	323
INJURY IN REVIEW INVESTIGATIONS	323
§4.16. Injury assessment in expiry review investigations	324
§4.17. Injury assessment in interim review investigations	329
CAUSALITY	331
§4.18. Basic principles	331
§4.19. Cumulation	332
(1) General	332
(2) Scope	333
§4.20. The Union Institutions' practice regarding the positive test	335
§4.21. The main issues tackled in connection with the positive test	338
(1) Characteristics of the products	338
(2) Price sensitive markets	339
(3) Structural characteristics of the Union industry	339
(4) Role of market leader by the exporting producer(s)	340
(5) Relevance of previous anti-dumping actions	340

- (6) Similar customers and sales channels in the Union market341
- §4.22. The Union Institutions’ practice regarding the negative test342
 - (1) Imports from third countries343
 - (2) Imports by the Union industry347
 - (3) Performance by the Union industry349
 - (4) Relocation of Union production362
 - (5) Market conditions363
- §4.23. Other factors behind findings of no-injury374
- 5. SUBSTANTIVE ELEMENTS III: UNION INTEREST377**
 - §5.1. Introduction.....377
 - §5.2. Assessment of Union interest: the existing rules377
 - §5.3. The assessment of the Union interest requirement.....379
 - (1) General considerations379
 - (2) Interests of the Union industry (and its upstream industries)380
 - (3) Interests of consumers384
 - (4) Interests of users/processors386
 - (5) Interests of importers/distributors/traders389
 - (6) Competition within the Union.....391
 - §5.4. An enhanced role for the Union interest requirement.....395
 - (1) The rise and fall of the Commission’s Green Paper395
 - (2) The future of Union interest395
 - §5.5. ‘Public interest’ in the WTO Anti-Dumping Agreement396
- 6. RELIEF399**
 - §6.1. Introduction.....399
 - ANTI-DUMPING DUTIES399**
 - §6.2. Rules and practice governing the imposition of duties.....399
 - §6.3. Legal form of the imposition of duties400
 - §6.4. Amount of duty.....401
 - (1) Injury margin.....402
 - (2) *De minimis* dumping margins406
 - (3) Principle of non-discrimination.....406
 - (4) Imposition of the anti-dumping duty in the appropriate amounts .408
 - §6.5. Application of duty408
 - (1) Geographic scope408
 - (2) Entry into force409
 - (3) Retroactivity409
 - (4) Residual duty.....410
 - (5) Special monitoring measures411
 - (6) Combination of anti-dumping and other protective measures412
 - (7) Collection of duty413
 - (8) Suspension of duty413

§6.6.	Definition of product	415
§6.7.	Indication of origin	415
§6.8.	Form of duty	416
§6.9.	Individual or general duties	419
UNDERTAKINGS		420
§6.10.	Introduction	420
§6.11.	Conditions for accepting an undertaking	422
§6.12.	Typical contents of undertakings	428
§6.13.	Special Enlargement undertakings	432
§6.14.	Advantages and drawbacks of undertakings	433
§6.15.	Antitrust aspects of undertakings	433
§6.16.	Expiry, withdrawal or violation of undertakings	434
	(1) Automatic lapse	435
	(2) Withdrawal or violation of undertakings	435
7. PROCEDURE		441
§7.1.	Introduction	441
THE LODGING OF COMPLAINTS		441
§7.2.	Requirements regarding the complainant	441
§7.3.	Requirements regarding the contents of the complaint	443
§7.4.	Requirements regarding the form of the complaint	446
§7.5.	Examination prior to the formal submission of the complaint	446
§7.6.	Formal submission of the complaint	449
§7.7.	Rejection or withdrawal of the complaint	450
§7.8.	Initiation in the absence of a complaint by the Union industry	451
§7.9.	Consequences of an initiation on the basis of an invalid complaint or one which infringes procedural requirements	452
INITIATION OF PROCEEDINGS		454
§7.10.	Publication and information requirements	454
§7.11.	Difference between proceedings and investigations	457
INVESTIGATION		459
§7.12.	In general	459
§7.13.	Duration of the investigation	462
§7.14.	Requests for information	463
§7.15.	Time-limits for responding	467
§7.16.	Advantages of cooperation	472
	(1) Complete absence of cooperation	472
	(2) Non-cooperation in the form of submission of false and/or misleading information	480
	(3) Partial non-cooperation	482
	(4) Requirements regarding deficient responses and the use of facts available	482
§7.17.	On-the-spot verifications	485

(1) Supporting evidence usually requested by Commission officials . . .	488
§7.18. Sampling	490
RIGHTS OF INTERESTED PARTIES	496
§7.19. Green paper	496
§7.20. Access to the file and confidentiality	497
§7.21. Hearing	503
§7.22. The hearing officer	504
§7.23. Disclosure	506
IMPOSITION OF PROTECTIVE MEASURES DURING THE	
INVESTIGATION	510
§7.24. Provisional duties	510
§7.25. Registration of imports	513
OUTCOME OF THE INVESTIGATION.	515
§7.26. Termination of the investigation without the adoption of protective measures	515
§7.27. Definitive anti-dumping duties and retroactive collection of provisional duties	520
§7.28. Retroactive imposition of definitive duties	523
§7.29. Acceptance of undertakings	524
§7.30. Imposition of duties in case of withdrawal or violation of undertakings .	526
CONSULTATION AND PUBLICATION REQUIREMENTS	530
§7.31. Consultation	530
(1) Committee	530
(2) Agreements with third countries	531
§7.32. Publication	534
PERIOD OF APPLICATION OF DEFINITIVE MEASURES	537
§7.33. Expiry of definitive measures	537
§7.34. Repeal or annulment of definitive measures	538
§7.35. Suspension of definitive anti-dumping measures	542
AMENDMENTS TO ANTI-DUMPING MEASURES	543
REVIEWS.	546
§7.36. Introduction	546
(1) In general	546
(2) Dumping margin determination	548
(3) Injury determination in expiry reviews and general interim reviews	549
(4) Recurrence of dumping and injury in expiry reviews and interim reviews (including partial interim reviews limited to dumping)	549
§7.37. Expiry reviews	550
(1) In general	550
(2) Lodging of a request for an expiry review	552
(3) Contents of the request	552

(4) Initiation	553
(5) Outcome of the expiry review	554
§7.38. Interim reviews	562
(1) In general	562
(2) Lodging a request for a review	564
(3) Contents of the request	565
(4) Initiation	566
(5) Outcome of an interim review	566
§7.39 Combined interim and expiry review investigations	570
§7.40. New exporter reviews	572
(1) In general	572
(2) Contents of the request	572
(3) Initiation	573
(4) Outcome of a new exporter review	575
§7.41. Reviews pursuant to a WTO dispute settlement proceeding	576
(1) In general	576
(2) The ‘WTO Enabling Regulation’	577
(3) The <i>EC – Bed Linen</i> Case	578
§7.42. Anti-absorption reviews	581
(1) In general	581
(2) Contents of the requests	581
(3) Initiation	582
(4) Outcome of an anti-absorption investigation	584
REFUND INVESTIGATIONS	585
§7.43. In general	585
(1) Purpose of refund investigations	585
(2) Relationship between refund and review investigations	586
§7.44. Submission of a refund application	587
§7.45. Contents of a refund application	588
§7.46. Investigation	589
(1) Evidence	589
(2) Methodology	591
(3) Treatment of related importers	592
(4) Duration	594
§7.47. Outcome of a refund application	595
JUDICIAL REVIEW	597
§7.48. Introduction	597
§7.49. The Court of Justice and the General Court	597
§7.50. Actions before the General Court and the Court of Justice	598
(1) Direct actions	598
(2) Preliminary rulings	602
(3) Appeals	603
§7.51. Acts reviewable under Article 263 TFEU	604

§7.52.	Standing under Article 263 TFEU	606
(1)	Introduction	606
(2)	Complainants	607
(3)	Exporters and related importers	608
(4)	Unrelated importers and traders	608
(5)	OEM customers	612
(6)	Consumer organizations	612
(7)	Member States and Union Institutions	612
(8)	Intervention	613
§7.53.	Grounds for review under Article 263 TFEU	613
§7.54.	Standard applied by the European Courts	615
§7.55.	Time-limits	619
(1)	Action for annulment	619
(2)	Action for failure to act	620
(3)	Action for damages	620
§7.56.	Procedure	620
(1)	Direct actions and appeals before the Court of Justice	620
(2)	Preliminary rulings	622
§7.57.	Interim measures	622
§7.58	Recoverable Costs	624

8. CIRCUMVENTION 629

§8.1.	Introduction	629
-------	--------------	-----

GENERAL RULE 2(A) 630

§8.2.	‘Complete or finished articles’	630
-------	---------------------------------	-----

THE ANTI-CIRCUMVENTION PROVISIONS OF THE ANTI-DUMPING REGULATION 633

§8.3.	Article 13(1): circumvention defined	633
(1)	Change in the pattern of trade	633
(2)	Insufficient due cause or economic justification	635
(3)	Evidence of undermining the remedial effects of the anti-dumping duty	638
(4)	Evidence of dumping	638
(5)	Scope of Article 13(1)	639
§8.4.	Article 13(2): circumvention in the form of assembly operations in the importing country or a third country	640
(1)	Article 13(2)(a): start or substantial increase of operations	641
(2)	Article 13(2)(b): criteria of 60 per cent and 25 per cent	641
(3)	Article 13(2)(c): undermining the remedial effects of the duty and evidence of dumping	645
§8.5.	Article 13: procedural aspects	645
(1)	Registration – exemption certificate	646
(2)	Extension of measures – review	649

CIRCUMVENTION UNDER WTO RULES	650
§8.6. Circumvention under WTO rules	650
RULES OF ORIGIN	652
§8.7. Introduction.....	652
§8.8. Substantive rules	652
(1) The basic origin rules under Regulation 2913/92	652
(2) The anti-circumvention provision of the Union Customs Code ..	656
(3) Product-specific origin rules	657
§8.9. Procedure	657
(1) Administrative procedure	658
(2) Informal settlement of origin rules	658
(3) Formal settlement of origin rules	659
(4) Judicial procedure	659
(5) The European Anti-Fraud Office.....	660
§8.10. WTO Agreement on Rules of Origin	661
(1) Scope of non-preferential origin rules.....	661
(2) Requirements.....	661
(3) Harmonization of origin rules	662

PART II

SUBSIDIES AND COUNTERVAILING MEASURES

9. INTRODUCTION	667
§9.1. In general	667
10. SUBSTANTIVE ELEMENTS	669
§10.1. Introduction.....	669
§10.2. Country of export	669
COUNTERAVAILABLE SUBSIDY	670
§10.3. In general	670
§10.4. Subsidy	670
(1) Financial contribution by the government	670
(2) Income or price support.....	673
(3) Benefit	673
§10.5. Countervailable subsidies – the notion of specificity	676
(1) The notion of specificity	676
(2) The practice of the Union Institutions.....	680
§10.6. Valuation of the amount of the subsidy	682
(1) General principle	682
(2) The investigation period	684
(3) Calculation of the benefit to the recipient	684
(4) The calculation of the subsidy amount	694
(5) WTO case-law on the determination of the subsidy amount	698

INJURY.....700

§10.7. Determination of injury700

 (1) Past subsidization or dumping700

 (2) Extent of countervailable subsidization701

 (3) Duty of care in imposing countervailing measures in the case
 of threat of injury.....701

 (4) *De minimis* subsidies.....701

 (5) Injury under WTO law702

UNION INTEREST702

§10.8. Union interest identified702

11. RELIEF703

§11.1. Introduction.....703

COUNTERVAILING DUTIES.....703

§11.2. In general703

 (1) Domestic production subsidies705

 (2) Export subsidies705

§11.3. Relationship between countervailing duties and multilateral remedies ..705

UNDERTAKINGS706

§11.4. In general706

§11.5. Union practice.....707

12. PROCEDURE709

§12.1. Procedure709

§12.2. Complaint709

§12.3. Initiation of proceedings710

§12.4. Investigations711

§12.5. Subsidy schemes within the scope of the investigation711

§12.6. Provisional measures712

§12.7. Reviews and refunds.....712

 (1) Interim reviews713

 (2) New exporter reviews713

 (3) Refunds714

§12.8. Circumvention714

PART III

SAFEGUARD MEASURES

13. SUBSTANTIVE ELEMENTS717

§13.1. Introduction.....717

§13.2. Substantive rules concerning safeguard measures718

§13.3. Prerequisites for the adoption of safeguard measures719