

**Ministry of Commerce of the People's Republic of China
Announcement No.14 (2022) on initiation of expiry review of the
anti-dumping measures against the imported chloroprene rubber
originating from Japan, the US and the EU**

<http://trb.mofcom.gov.cn/article/cs/202205/20220503310551.shtml>

On 10 May 2005, the Ministry of Commerce published the Announcement No. 23 (2005), deciding to impose anti-dumping measures against the imports of chloroprene rubber originating from Japan, the US and the EU. After the interim review and expiry review, the measures will expire on 9 May 2022. At present, the dumping margin is 10.2% - 43.9% for Japanese companies, 151% for US companies, and 11%-151% for EU companies. The announcement for relevant measures is hereby enclosed.

In accordance with the Announcement No. 3 (2021) by the Ministry of Commerce, 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 08 March 2022, the Ministry of Commerce received an application for an expiry review on the anti-dumping measures from Shanxi Huohua Synthetic Rubber Co., Ltd. and Shanna Synthetic Rubber Co., Ltd on behalf of chloroprene rubber industry in China. The applicant pretested that if the anti-dumping measures were terminated, the dumping imports of chloroprene rubber originating from Japan, the US and EU would continue or reoccur, and the dumping injury to the industry of China would continue or reoccur. Therefore, the applicant requested the Ministry of Commerce to conduct expiry review on the anti-dumping measures against the import of chloroprene rubber originating from Japan, the US and EU, and maintain the anti-dumping measures against the imports of chloroprene rubber originating from Japan, the US and EU. The applicant did not request for expiry review on the anti-dumping measures against the import of chloroprene rubber originating from the UK.

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, the same kind of products in China, imports of the investigated products during the anti-dumping measures are taken, possibilities of continuation and recurrence of dumping and possibilities of continuation and recurrence of injury and related evidence. The prima facie evidences show that the applicant is 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*, and is qualified to submit the application on behalf of the chloroprene rubber industry in China. 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 chloroprene rubber originating from Japan, the US and the EU from 10 May 2022. The relevant details are hereby made public as follows:

I. Continuation of the anti-dumping measures

Following the suggestions of the Ministry of Commerce, the Customs Tariff Commission of the State Council decided to continue the anti-dumping measures during the expiry review on the imports of chloroprene rubber originating from Japan, the US and the EU, in line with the product scope and tariff rate in the enclosed Announcement of the Ministry of Commerce. The anti-dumping measures against the import of chloroprene rubber originating from the UK shall terminate as of 10 May 2022.

The anti-dumping margins to be collected from each company are listed below.

Japanese companies:

1. Denka Company Limited 20.8%
2. TOSOH CORPORATION 10.2%
3. SHOWA DENKO K.K. 20.8%
4. All others 43.9%

US companies: 151%

EU companies:

1. ARLANXEO Deutschland GmbH 11%
2. Polimeri Europa Elastomères France S.A. 53%
3. All others 151%

II. Period of expiry review investigation

The dumping investigation period of the expiry review is set as 1 January 2021 to 31 December 2021. The industry injury investigation period is set as 1 January 2017 to 31 December 2021.

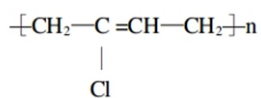
III. Products scope of expiry review investigation

The scope of products investigated during the expiry review is the same as that of the products to which the original anti-dumping measures apply, and is consistent with the scope of products to which the anti-dumping measures listed in the Announcement of the Ministry of Commerce in annex.

The name of the product: Chloroprene Rubber (CR)

Product category: organic chemical products

[Translation]



Chemical structural formula:

Specific description: The appearance is milky white to beige or light brown flakes or blocks, free of mechanical sundries other than talc powder and no burnt particles. Its physical and chemical properties are: homopolymer made of 2-chloro-1,3-butadiene by lotion polymerization. Its molecular weight is generally 100000 ~ 200000, its relative density is 1.15 ~ 1.25, its glass transition temperature is - 45 °C , it has polarity, regular molecular arrangement and reversible crystallization.

Main applications: chloroprene rubber is mainly used as wire and cable sheath, rubber hose, oil resistant rubber products, heat-resistant conveyor belt, printing rubber stick, rubber dam, sealing strip for construction, highway joint sealant, bridge support, wire waterproof cap for oil field, flame retardant rubber products, various sealing ring gaskets, anti-corrosion lining of chemical equipment and neoprene adhesive, as well as building waterproof materials, sealing materials, adhesives, marine development, medical and health Energy development and other aspects.

It is listed under code of 40024910 and 40024990 in the *Customs Import and Export Tariff of the People's Republic of China*.

IV. Content of review

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

V. Registration to participate in the investigation

Any interested party may, within 20 days of the publication of this Announcement, apply to the Bureau of Trade Remedy and Investigation of the Ministry of Commerce to participate in the anti-dumping measures expiry review investigation. Interested parties should provide information in accordance with the reference 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 of the Ministry of Commerce.

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 content and consistent format.

The interested parties in the Announcement refer to the individuals and organisations defined in the Article 19 of the *Anti-Dumping Regulation of the People's Republic of China*.

VI. Access to Public Information

The interested parties can download from the website of the Trade Remedy and Investigation Bureau of the Ministry of Commerce 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.

VII. Comments to the case initiation

Interested parties can submit their comments to the Trade Remedy and Investigation Bureau of the Ministry of Commerce in written form within 20 days since the announcement is published if they would like to make comments on the product scope of the investigation, the standing of the petitioners, the investigated countries and other relevant issues.

VIII. Investigation Approaches

In accordance with the provisions in Article 20 of the *Anti-Dumping Regulation of the People's Republic of China*, the Ministry of Commerce can conduct investigation by means of questionnaires, sampling, public hearing, on-the-spot verification, etc.

In order to obtain the required information, the Ministry of Commerce 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 the Ministry of Commerce.

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

IX. 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 content and consistent format.

For confidential information, interested parties can submit request and reason to the Ministry of Commerce for confidential processing of the information. If the Ministry of Commerce 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, the Ministry of Commerce will treat the information as non-confidential.

X. 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

[Translation]

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 a determination on the basis of the facts already known and the best information available.

XI. Investigation period

The investigation starts from 10 May 2022 and shall normally end before 10 May 2023 (excluding today).

XII. Contact of MOFCOM

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Import Investigation Division III, Trade Remedy and Investigation Bureau, MOFCOM
Tel. +86 10 65198175, 65197586
Fax +86 10 65198172
Relevant website: Trade Remedy and Investigation Bureau, MOFCOM
(<http://trb.mofcom.gov.cn>)

Ministry of Commerce
09 May 2022

Annex:

MOFCOM Announcement on the list of anti-dumping measures against CR imports from Japan, the US and the EU [link](#)

Application for expiry review on the anti-dumping measures against CR imports (public text) [link](#)

Application for expiry review on the anti-dumping measures against CR imports (public text) – annex [link](#)

Reference registration form to participate in the expiry review on the anti-dumping measures on CR imports [link](#)