

# Overview of Trade Remedy Measures

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## I. Usage of trade remedy measures

### 1. Antidumping

- \* 84 cases in total since 1997, involving 74 products;
- \* According to WTO statistics, 221 investigations till now, ranking No.8 in all WTO Members;
- \* 82 cases finished, among which 69 ended up with antidumping measures

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- \* 13 cases completed with no measure, due to:
  - 1) No injury;
  - 2) No dumping or *de minimis* Dumping margin;
  - 3) Withdrawal of application;
  - 4) Ruling of administrative review。

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- \* Forms of Measure depending upon case-specific circumstance:
  - 1) *Ad valorem* duty;
  - 2) Price undertaking;
  - 3) Shortening application period;
  - 4) Suspension of application;
  - 5) Partial expiry of measures in sunset;
  - 6) Termination due to industry cooperation.

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- \* Among 69 cases with measures imposed, 26 have expired within maximum 10 years' application;
- \* Industry coverage majors in traditional sectors, such as chemical, steel, paper, etc.
- \* Recent development shows tendency towards other sectors like high tech, new energy products.
- \* Places of Origin of imports include 27 countries or regions, among which US, Japan, EU and Korea are top 4.

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- \* 2. Countervailing Duty and Safeguards
- \* 7 CVD cases initiated against US and EU since 2009 and all finished;
- \* 6 cases ended up with CVD imposed and so far 5 are still in effectiveness;
- \* China is not a major user of safeguard measures with only 1 case taking place 13 years ago and the measure terminated already.

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## \* 3. Basic ideas:

- 1) Abiding by WTO rules and domestic law ;
- 2) Focusing on fairness, un-biasedness, reasonability and appropriateness, limiting to reasonable relief to domestic industries;
- 3) Constructing fair competition-friendly trade environment and promoting development of global free trade;
- 4) Strengthening multilateral and bilateral communications and exchange, improving and perfecting practices.

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- \* **II. Investigations and Measures taken as Exporting Country**
- \* The Biggest Target of antidumping measures for 18 consecutive years and the Biggest Target of countervailing measures for 8 consecutive years



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- \* 1. Antidumping (from 01/01/1995 to 30/06/2014)
  - 1) Initiations: 1022; measures: 740, accounting for approximate 1/4 of the total globally;
  - 2) Meanwhile Korea (341), Chinese Taipei (257), US (257) and Thailand (189).

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## \* 2. Countervailing Measures

- 1) Since 2006, subject to 84 CVD investigations and 53 measures imposed;
- 2) Meanwhile Indian (62), Korea (22), Indonesia (18), US (15);
- 3) A surge after the Financial Crisis.

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## \* 3. Some Observations:

- 1) General economic background: one of the major manufacturing countries and the largest exporting country in the world;
- 2) Direct economic factor: stronger demand for protection through trade remedy due to still unclear prospect for recovery after financial crisis;

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- 3) Industry coverage: shifting from traditional labor-incentive sectors to high-tech, new energy sectors, with huge cases emerging, such as solar penal cases.
- 4) Common practice of some Members: simultaneous AD and CVD investigation against the same product from China, and rapid growth in the number of CVD investigations after financial crisis;
- 5) New path to resolution: settlement through bilateral dialogue and consultation, such as price undertaking signed between China and EN.