

檔		保存年限
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駐加拿大代表處經濟組 函

受文者：經濟部國際貿易局

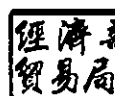
發文日期：中華民國109年6月9日

發文字號：加經字第1090000242號

速別：最速件

密等及解密條件或保密期限：

附件：如文（加經1090000242_Attach1.odg, 加經1090000242_Attach2.odg）



主旨：有關加拿大國際貿易法庭通知就原產地或出口國為我國等國部分石油管產品反傾銷案之損害認定展開複查程序事，敬請查照。

說明：

一、依據本組本（109）年6月8日收執加拿大國際貿易法庭（CITT）登記處代理副處長Stephanie Duffy英文信函辦理。

二、本案背景說明：

（一）加國財政部長依據南韓政府及土耳其政府所提出之訴求主張，要求加國邊境服務署（CBSA）及CITT分別針對旨揭原產地或出口國為南韓及土耳其部分石油管產品，以及原產地或出口國為南韓之7號鋼板（Steel Plate 7）產品之傾銷認定及損害認定結果進行複查（review），複查過程中並應將我國於WTO控訴加拿大焊接碳鋼管案（DS482）爭端解決小組之裁定及建議納入考量；

（二）CBSA爰於本年5月29日就原產地或出口國為南韓及土耳其部分石油管產品，及原產地或出口國為南韓之7號鋼

國際貿易局 109/06/10



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- 板產品之傾銷認定結果展開複查程序，並預定於本年7月31日完成本案複查，屆時CITT將據此傾銷複查結果進行國內損害認定複查（CBSA啟動複查通知如附件1）；
- (三)經本組進洽CBSA查證獲復，CBSA本次僅針對前述產品反傾銷案中獲認定為「微量傾銷（de minimis margins of dumping）」之南韓Hyundai Hysco公司與土耳其Borusan Mannesmann Boru Sanayi ve Ticaret A. .公司進行複查，對象並不包括該案其他出口業者，爰我國政府及業者並未接獲CBSA複查通知；本組另洽CITT獲復，由於CBSA本次複查認定結果將可能使CITT需就旨案產品之國內產業損害認定結果進行複查，爰依據加國「特殊進口措施法」（SIMA）就旨案展開複查程序並通知所有利害關係人。

三、CITT前揭信函通知要點略以：

- (一)加國財政部長依據SIMA相關規定，於本年4月30日要求CITT就2015年4月2日針對自我國、印度、印尼、菲律賓、南韓、泰國、土耳其、烏克蘭及越南進口部分石油管產品（Oil Country Tubular Goods）反傾銷案之國內產業損害認定結果展開複查，複查過程中並應將我國於WTO控訴加拿大焊接碳鋼管案（DS482）爭端解決小組之裁定及建議納入考量。CITT爰就旨案展開複查程序。
- (二)財政部長同時要求CBSA依據SIMA相關規定針對在旨揭部分石油管產品反傾銷案中獲認定為「微量傾銷」之個別業者（即Hyundai Hysco公司與Borusan Mannesmann Boru Sanayi ve Ticaret A. .公司）進行複查，CBSA之複查認定結果將可能使CITT需就旨案產品之國內產業損害認定結果進行複查。
- (三)本案通知將刊登於本年6月13日之加國政府公報；相關

問題可聯繫CITT登記處副處長（Deputy Registrar），
電話：613-993-3595。

四、CITT展開本案產業損害調查複查通知要點如下：

- (一)利害關係人或政府通知CITT參與本案（notice of participation）之截止日為本年6月22日，各當事方之律師代表亦應於6月22日前向CITT提交代表通知（notice of representation）、宣示和具結；
- (二)CITT預定於本年8月7日作成本案「修正調查報告（Revised Investigation Report）」及參與當事方名冊並分送各當事方；
- (三)本案聽證程序將以書面方式進行，擬提出主張之當事方應於本年8月17日將書狀提交CITT，擬對前述主張提出回應及答辯書狀則應於本年8月24日前提交；CITT預定於本年9月23日作成本案是否有造成國內產業損害之複查認定結果，並於本年10月7日公布本案複查理由書（Statement of Reasons）；
- (四)相關書狀主張僅限於與本案「修正調查報告」中認定是否有造成國內產業損害有關者，CITT將不會接受任何新增或是額外補充之證據；
- (五)本案相關書狀、參與通知、律師代表通知、宣示和具結等，均應以電子檔形式傳送至CITT保密電子資料提交服務系統（Secure E filing Service: <https://efiling-depote-pub.citt-tcce.gc.ca/submit-eng.aspx>）；CITT於收執各當事方所提交之參與通知、律師代表通知及宣示和具結等資訊後，將另函提供本案線上註冊服務系統資訊；
- (六)參與本案相關問題，均應向CITT登記處副處長提出，地址：15th Floor, 333 Laurier Avenue West, Ottawa,

國際
騎縫章

經濟
貿易局

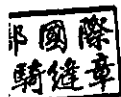
Ontario K1A0G7，電話：613-993-3595，電郵：citt-
tcce@tribunal.gc.ca；

五、隨函檢附本案D代理副處長英文信函及CITT複查通知影本
(如附件2)，併請查照。

正本：經濟部國際貿易局

副本：電子公文交換章
2020/06/10 09:16:33

駐加拿大代表處經濟組





Canada Border Services Agency

Home » Import and export » Anti-dumping and countervailing » Investigations

Certain oil country tubular goods and certain hot-rolled carbon steel plate - 4214-43 AD/1404 & 4214-41 AD/1402

Notice of review of final determinations of dumping

Ottawa, May 29, 2020

On May 1, 2020, upon receiving representations from the Government of Korea and the Government of Turkey, the Minister of Finance requested the President of the CBSA to review the final determinations of dumping and the Canadian International Trade Tribunal (CITT) to review its injury findings in respect of OCTG2 originating in or exported from Korea and Turkey, as well as Steel Plate 7 originating in or exported from Korea, pursuant to section 76.1 of SIMA, having regard to the Dispute Settlement Body recommendations and rulings in DS482 concerning termination of investigations in respect of individual exporters with de minimis margins of dumping.

As a result, on May 29, 2020, the CBSA initiated a review of the final determinations of dumping with respect to OCTG2 from Korea and Turkey. The CBSA also initiated a review of the final determination of dumping with respect to Steel Plate 7 from Korea. The CBSA is scheduled to conclude its review by July 31, 2020. The CITT will then conduct a review of its injury findings. Interested persons are invited to file written representations relevant to the review of the final determinations of dumping in respect of OCTG2 from Korea and Turkey as well as Steel Plate 7 from Korea. Written submissions should be forwarded to the following CBSA SIMA Registry and Disclosure Unit at the following address: simaregistry-depotmsi@cbsa-asfc.gc.ca

The schedule for the CBSA's review of the final determination of dumping is as follows:

Date	Event
2020-06-23	Case arguments due from all parties
2020-07-07	Reply submissions due from all parties in respect of case arguments
2020-07-31	Conclusion of review of Final Determinations of dumping

To be given consideration, representations should be received by the dates outlined above.

Any questions concerning the above should be directed to:

Telephone:

Jason Huang: 613-954-7388

Simon Duval: 613-954-0689

Email: simaregistry-depotlmsi@cbsa-asfc.gc.ca

Date modified:

2020-05-29



Canadian International
Trade Tribunal

Tribunal canadien du
commerce extérieur

June 1, 2020

Mr. J. Y-C Chang
Executive Director of Economic Division
Taipei Economic & Cultural Office
Suite 1960
45 O'Connor St
Ottawa, Ontario K1P 1A4

Dear Mr. Chang :

Subject: Oil Country Tubular Goods (Review No. NQ-2014-002R)

On April 30, 2020, pursuant to paragraph 76.1(1)(b) of the *Special Import Measures Act (SIMA)*, the Minister of Finance asked the Canadian International Trade Tribunal to review its finding of April 2, 2015, in Inquiry No. NQ-2014-002, that the dumping of oil country tubular goods from Chinese Taipei, the Republic of India, the Republic of Indonesia, the Republic of the Philippines, the Republic of Korea, the Kingdom of Thailand, the Republic of Turkey, Ukraine and the Socialist Republic of Vietnam was threatening to cause injury to the domestic industry, and to have regard to the recommendations and rulings of the Dispute Settlement Body of the World Trade Organization (WTO) in relation to the WTO panel report in *Canada – Anti-Dumping Measures on Imports of Certain Carbon Steel Welded Pipe from the Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu (DS482)*. The Tribunal hereby gives notice that it has initiated such a review.

The Minister also requested that the Canada Border Services Agency (CBSA) review its decisions taken under subsection 41(1) of *SIMA* in respect of individual exporters with *de minimis* margins of dumping, i.e. oil country tubular goods exported by Hyundai Hysco Co., Ltd., and Borusan Mannesmann Boru Sanayi ve Ticaret A.Ş. The outcome of the CBSA's review may require that the Tribunal review its threat of injury finding. The CBSA's notice regarding the initiation of its review can be found at cbsa-asfc.gc.ca/sima-lmsi/i-e/ad1402-1404/ad1402-1404-nr-eng.html.

A copy of the notice of review, in English and in French, which provides more information concerning this review, is enclosed. This notice should appear in Part I of the June 13, 2020, edition of the *Canada Gazette*.

Any questions relating to this inquiry should be addressed to the undersigned at 613-993-3595.

Yours sincerely,

Stephanie Duffy
Acting Deputy Registrar

Encl.

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Ottawa, Ontario K1A 0G7
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Fax.: (613) 990-2439
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Canadian International
Trade Tribunal

Tribunal canadien du
commerce extérieur

Review No. NQ-2014-002R

NOTICE OF REVIEW
(E-REGISTRY PILOT PROJECT)

OIL COUNTRY TUBULAR GOODS

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The Tribunal invites parties interested in participating in this review to file a notice of participation with the Tribunal on or before **June 22, 2020**. Each counsel who intends to represent a party in this proceeding must file a notice of representation, as well as a declaration and undertaking, with the Tribunal on or before **June 22, 2020**.

On **August 7, 2020**, the Tribunal will distribute a Revised Investigation Report to the parties.

The hearing in this review will be conducted in writing. Any party wishing to file a submission must do so no later than **August 17, 2020**. Parties wishing to respond to the submissions must do so no later than **August 24, 2020**.

Submissions should consist *solely of argument* strictly in relation to the threat of injury finding, having particular regard to the Revised Investigation Report. No new or supplemental evidence will be accepted.

Parties and the public may file documents electronically with the Tribunal through its Secure E-filing Service at <https://efiling-depote-pub.citt-tcce.gc.ca/submit-eng.aspx>. The information is fully encrypted from the sender to the Tribunal.

Notices of participation and representation, as well as a declaration and undertaking should be filed electronically through the Tribunal's Secure E-filing Service at <https://efiling-depote-pub.citt-tcce.gc.ca/submit-eng.aspx>.

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Following receipt of the notices of participation and representation and the declaration of undertakings, the Tribunal will send a letter to counsel and parties with information on the E-Registry Service pilot and the filing of documents.

In accordance with section 46 of the *Canadian International Trade Tribunal Act*, a person who provides information to the Tribunal and who wishes some or all of the information to be kept confidential must, among other things, submit a non-confidential edited version or summary of the information designated as confidential, or a statement indicating why such a summary cannot be made.

On September 23, 2020, the Tribunal will make a decision, including reaffirming its threat of injury finding or replacing it with a negative finding.

Enquiries regarding this notice should be addressed to the Deputy Registrar, Canadian International Trade Tribunal, 15th Floor, 333 Laurier Avenue West, Ottawa, Ontario K1A 0G7, 613-993-3595 (telephone), citt-tcce@tribunal.gc.ca (e-mail).

The document entitled "Review Schedule" is appended to this notice, which is also available on the Tribunal's Web site at decisions.citt-tcce.gc.ca/citt-tcce/ra/en/nav__date.do.

Dated at Ottawa, Ontario
this 1st day of June 2020

REVIEW SCHEDULE

June 1, 2020	Distribution of notice of review of inquiry and schedule
June 22, 2020	Notices of participation and representation, declarations and undertakings
August 7, 2020	Distribution of revised investigation report and list of participants
August 17, 2020	Submissions of parties
August 24, 2020	Reply submissions
September 23, 2020	Finding issued
October 7, 2020	Statement of reasons issued