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駐菲律賓代表處經濟組 函

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受文者：經濟部國際貿易局

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密等及解密條件或保密期限：

附件：如文 (台菲經1092312278_Attach1.pdf, 台菲經1092312278_Attach2.pdf, 台菲經1092312278_Attach3.pdf, 台菲經1092312278_Attach4.pdf)

主旨：有關菲律賓針對自國外進口之高密度聚乙烯(HDPE)及線性低密度聚乙烯(LLDPE)顆粒啟動防衛措施調查一案，請查照惠復。



說明：

- 一、依據菲國貿工部本(109)年9月4日公告(詳附件1，本組迄未收到菲方通知)辦理。
- 二、上開公告表示，該部依據菲國廠商JG Summit Petrochemical Corporation(JGSPC)請願展開旨揭調查，並有初步證據證明自國外進口之相關產品對菲國國內產業造成嚴重損害，該部依據防衛措施法(RA8800)第6條，針對自國外進口之高密度聚乙烯及線性低密度聚乙烯 (AHTN稅則號列3901.20.00、3901.10.12、3901.10.92、3901.40.00及3901.90.90) 啟動防衛措施調查，調查期間為2015年至2019年。
- 三、貿工部初始調查報告(詳附件2、3)指出，高密度聚乙烯調查期間主要進口來源國為泰國、馬來西亞、新加坡及沙烏

國際貿易局 109/09/08



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地阿拉伯，我國產品各年進口占比0.02%至4.41%不等；線性低密度聚乙烯調查期間主要進口來源國為新加坡、泰國、卡達、沙烏地阿拉伯、馬來西亞、韓國、加拿大及美國，我國產品各年進口占比0.36%至0.83%不等。本案我國受調查廠商名單詳附件4。

四、菲國貿工部表示，倘該等廠商欲就本案表示意見，應於該部公告展開調查後5日內提交回應意見，本組將另正式致函該部要求延長至15日內提交回應意見予該部。倘我國受調廠商有任何意見，請儘速告知本組，俾轉菲貿工部參處。

五、本案應填報之基本資料另函報。



正本：經濟部國際貿易局

副本：經濟部國際合作處、經濟部投資業務處、經濟部工業局



7 September 2020

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Page: 1/1

Committee on Safeguards

Original: English

**NOTIFICATION UNDER ARTICLE 12.1(A) OF THE AGREEMENT ON
SAFEGUARDS ON INITIATION OF AN INVESTIGATION AND
THE REASONS FOR IT**

PHILIPPINES

High-Density Polyethylene and Linear Low-Density Polyethylene pellets and granules

The following notification, dated 4 September 2020, is being circulated at the request of the delegation of the Philippines.*

Further to Article 12.1 (a) of the WTO Agreement on Safeguards, the Permanent Mission of the Philippines to the WTO hereby notifies the Committee on Safeguards of the initiation of a preliminary safeguard investigation on the importation of High-Density Polyethylene (HDPE) and Linear Low-Density Polyethylene (LLDPE) pellets and granules from various countries.

1 DATE OF INITIATION OF THE INVESTIGATION

Notice of initiation of preliminary safeguard investigation was published on 4 September 2020.

2 PRODUCT SUBJECT TO THE INVESTIGATION

HDPE pellets and granules classified under ASEAN Harmonized Tariff Nomenclature (AHTN) Code 3901.20.00 and LLDPE pellets and granules classified under AHTN Codes 3901.10.12, 3901.10.92, 3901.40.00 and 3901.90.90.

3 REASONS FOR INITIATION OF INVESTIGATION PROCEDURE

The investigation was initiated on the basis of the petition submitted by the petrochemical industry represented by JG Summit Petrochemical Corporation (JGSPC) that increased imports of High-Density Polyethylene (HDPE) and Linear Low-Density Polyethylene (LLDPE) pellets and granules cause serious injury to the domestic industry in terms of declining domestic sales, production, utilization rate, reduction in labor productivity, incurred losses, suppression, depression and increase inventory.

The investigation has been initiated to determine whether safeguard measures are warranted.

* A copy of the Notice of Initiation has been submitted electronically. To consult this document, please contact Ms Richards (anne.richards@wto.org) or Ms Naville (delphine.naville@wto.org) of the Rules Division.

NOTICE OF THE INITIATION OF A PRELIMINARY INVESTIGATION ON THE APPLICATION FOR SAFEGUARD MEASURES ON THE IMPORTATION OF HIGH-DENSITY POLYETHYLENE (HDPE) AND LINEAR LOW-DENSITY POLYETHYLENE (LLDPE) PELLETS AND GRANULES FROM VARIOUS COUNTRIES (SG CASE NOS. SG05-2020 & SG06-2020)

Notice is hereby given that the Department of Trade and Industry has officially received properly documented applications from JG Summit Petrochemical Corporation (JGSPC) for the imposition of safeguard measures on the importation of High-Density Polyethylene (HDPE) and Linear Low-Density Polyethylene (LLDPE) pellets and granules from various countries. The applications allege that HDPE and LLDPE are being imported into the country in increased quantities as to be a substantial cause of serious injury to the local industry.


The Department acting under Section 6 of RA 8800, the Safeguard Measures Act, reviewed the evidence adduced in the application and has determined the existence of a prima facie case to justify the initiation of preliminary investigations. The products covered by the investigations are HDPE pellets and granules classified under AHTN Code 3901.20.00, and LLDPE pellets and granules classified under AHTN Codes 3901.10.12, 3901.10.92, 3901.40.00 and 3901.90.90. The period of investigation (POI) covers the years 2015 to 2019.

Rule 5.2 of the Implementing Rules and Regulations (IRR) of RA 8800 provides that *"the Secretary when establishing that the application of a safeguard measure will be in the public interest shall take into consideration the following factors; among others: (i) whether the imposition of the provisional measure will result in political and economic crisis; and (ii) the extent to which such imposition will cause a shortage of a product under consideration in the domestic market"*.

WHEREFORE, IN VIEW THEREOF, interested parties are invited to submit their views on the matter, including on whether the imposition of a safeguard measure on the aforementioned products is in the public interest. Submissions may be made to the Bureau of Import Services (BIS), Department of Trade and Industry, 3rd Floor, Tara Building, #389 Senator Gil Puyat Avenue, Makati City, or through electronic submission to bis_irmd@dti.gov.ph within five (5) days from the date of publication of this notice.

The Non-Confidential Reports on the Initiation of a Preliminary Investigation can be accessed at the DTI web page: https://bit.ly/SGM_lldpe-hdpe

28 August 2020



RAMON M. LOPEZ
Secretary

OFFICE OF THE SECRETARY

菲律賓針對高密度聚乙烯(HDPE)及線性低密度聚乙烯(LLDPE)顆粒
啟動防衛措施調查案之我國受調廠商

駐菲律賓經濟組 109.09.08

1. 高密度聚乙烯受調廠商

	廠商英文名稱
(1)	EVER RICH CORPORATION LTD.
(2)	FINE SOURCE LIMITED
(3)	FORMOSA CHEMICALS & FIBRE CORP
(4)	FORMOSA PLASTICS CORPORATION
(5)	HORNG JIUH PLASTIC MACHINERY CO., LTD.
(6)	PMS CO., LTD.

2. 線性低密度聚乙烯受調廠商

	廠商英文名稱
(1)	FAR EASTERN NEW CENTURY CORP.
(2)	FORMOSA CHEMICALS & FIBRE CORP
(3)	FORMOSA PLASTIC CORPORATION
(4)	USI CORPORATION