

駐菲律賓代表處經濟組 函

受文者：經濟部國際貿易局

發文日期：中華民國111年6月16日

發文字號：台菲經字第1112312148號

速別：速件

密等及解密條件或保密期限：

附件：如文（台菲經1112312148_Attach1.pdf、台菲經1112312148_Attach2.pdf）

主旨：有關菲律賓貿工部裁定對於自國外進口之線性低密度聚乙
烯顆粒不實施最終防衛措施一案，謹請鑒察。

說明：

- 一、依據菲律賓貿工部部長Ramon M. Lopez本(111)年6月3日致本處徐大使佩勇函辦理(謹註：本年6月16日頃送達本組)；本組本年5月23日台菲經字第1112312122號函諒察。
- 二、根據貿工部發布之第22-05號行政命令，鑒於關稅委員會認定本案調查期間菲國自國外進口之線性低密度聚乙烯顆粒數量，不論絕對值或相對國內生產值，並無增加，該部裁定對於自國外進口之線性低密度聚乙烯顆粒不實施最終防衛措施。
- 三、謹查，本案於本年6月4日於菲國報紙公布，依規定於同日生效。檢陳貿工部L部長來函及附件影本如附件，共3頁，併請鑒察。

正本：經濟部國際貿易局

副本：

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Department Administrative Order No. 22-05
Series of 2022

**IN THE MATTER OF THE APPLICATION FOR
GENERAL SAFEGUARD MEASURES ON
THE IMPORTATION OF LINEAR LOW-
DENSITY POLYETHYLENE PELLETS AND
GRANULES FROM VARIOUS COUNTRIES**

**(AHTN 2017 CODES 3901.10.12; 3901.10.92;
3901.40.00; and 3901.90.90)**

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ORDER

On 20 May 2022, the Department of Trade and Industry (DTI) received the Tariff Commission's (Commission) Formal Investigation Report on the general safeguard measure on the importation of Linear Low-Density Polyethylene (LLDPE) Pellets and Granules from various countries classified under AHTN 2017 Codes 3901.10.12; 3901.10.92; 3901.40.00; and 3901.90.90. The period covered by the investigation (POI) are the years 2015 to June 2021.

The Commission, in accordance with the Safeguard Measures Act (RA 8800), and its Implementing Rules and Regulations (JAO No. 03, Series of 2000), concluded that:

1. JG Summit Olefins Corporation is the country's sole producer of LLDPE pellets and granules. As the sole manufacturer of LLDPE products, its output complies with the domestic industry requirement under Section 4(f) of RA No. 8800.
2. Locally produced LLDPE pellets and granules are intended for film applications and are like products to imported LLDPE pellets and granules falling under AHTN 2017 subheadings 3901.10.92 and 3901.40.00 which are intended for the same processes and applications.
3. Locally produced LLDPE pellets and granules are directly competitive products to imported metallocene-catalyzed LLDPE (mLLDPE) and C8 LLDPE pellets and granules classified under AHTN 2017 subheadings 3901.10.92 and 3901.40.00 and intended for film applications.
4. There was no increase in imports of LLDPE pellets and granules, both in absolute terms and relative to domestic production, during the POI.
5. Since it has been established that LLDPE pellets and granules were not imported in increased quantities (whether absolute or relative to domestic production) during the POI, the determination of serious injury or threat thereof, causation, and unforeseen developments has become moot and academic.

OFFICE OF THE SECRETARY

Considering that, LLDPE pellets and granules were not imported in increased quantities (whether absolute or relative to domestic production) during the POI, the Commission terminated its formal investigation and recommended that no definitive general safeguard measure be imposed on importations of the LLDPE pellets and granules subject of the investigation.

The non-confidential version of the final report of the formal investigation by the Commission on the imposition of safeguard measure on importations of LLDPE pellets and granules from various countries can be accessed at <https://tariffcommission.gov.ph/lldpe>.

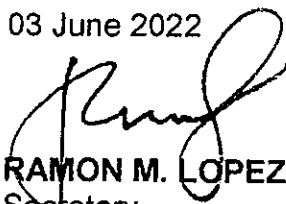
IN VIEW THEREOF, the application for general safeguard measures on the importation of LLDPE pellets and granules from various countries falling under AHTN 2017 Codes 3901.10.12; 3901.10.92; 3901.40.00; and 3901.90.90, is hereby dismissed.

The DTI Order can be accessed at the DTI website: <https://bit.ly/DAO-053022>.

This Order shall take effect upon publication in two (2) newspapers of general circulation. Let individual notices be sent to all interested parties including the country members concerned.

SO ORDERED.

03 June 2022


RAMON M. LOPEZ
Secretary