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| **SUBSIDY REQUEST FOR INFORMATION FOR****THE GOVERNMENT OF THE PEOPLE’S REPUBLIC OF CHINA**Information requested under the ***Special Import Measures Act***concerning Canada’s subsidy investigation of**CERTAIN COPPER TUBE ORIGINATING IN OR EXPORTED FROM****THE PEOPLE’S REPUBLIC OF CHINA****DUE DATE FOR** Your complete written response to **Parts D, E, G and H, RESPONSE** of this Request for Information must be received at the Canada Border Services Agency's office in Ottawa,Ontario, Canada, by **June 28, 2013****PERIOD OF** **INVESTIGATION** **January 1, 2012 to April 30, 2013****RETURN YOUR** Canada Border Services Agency**RESPONSE TO** Anti-dumping and Countervailing Directorate SIMA Registry and Disclosure Unit 100 Metcalfe Street, 11th Floor Ottawa, Ontario, Canada K1A 0L8Tel. (for courier reference only): 613-948-4605Fax: 613-948‑4844E-mail at: simaregistry-depotlmsi@cbsa-asfc.gc.ca**FOR FURTHER** Contact the following officers:**INFORMATION**  **Nalong Manivong** 613-960-6096 Nalong.Manivong@cbsa-asfc.gc.ca **Hugo Dumas** 613-954-2975 Hugo.Dumas@cbsa-asfc.gc.ca **Ron McTiernan** 613-954-7271 Ron.McTiernan@cbsa-asfc.gc.ca |
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***IMPORTANT NOTES***

***Information Submitted in response to this Request for Information [rfi] is deemed to be public (Non‑Confidential) unless clearly marked confidential. Refer to the guidelines in Part F of this rfi for further information. If you wish to obtain an electronic copy of this rfi, please contact one of the officers indicated above.***

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# IMPORTANT DATES

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| 1. **President’s Investigations Schedule**
 |
| May 22, 2013 | Initiation of the President’s dumping and subsidy investigations |
| June 6, 2013 | Statement of Reasons regarding the Initiation of Investigations |
| June 12, 2013 | Importer responses to CBSA’s Request for Information due |
| June 28, 2013 | Exporter responses and GOC responses to CBSA’s Request for Information due |
| August 20, 2013 | Preliminary Determination and/or termination of President’s dumping and subsidy investigations |
| September 4, 2013 | Statement of Reasons (Preliminary Determination and/or Termination) issued |
| 1. **In the event of a Preliminary Determination**
 |
| August 20, 2013 | Exporter and Importer ruling letters available |
| October 4, 2013 | Closing of the Record Date |
| October 11, 2013 | Case Arguments due from all parties |
| October 18, 2013 | Reply Submissions due from all parties in respect of Case Arguments |
| November 18 | Final Determination and/or Termination of President’s dumping and subsidy investigations |
| November 18, 2013 | Exporter and Importer ruling letters available |
| December 3, 2013 | Statement of Reasons (Final Determination and/or Termination) issued |

# PART A – SUBJECT GOODS

## Product Definition

**Subject goods are defined as:**

“Circular copper tube with an outer diameter (OD) of 0.2 inch to 4.25 inches excluding industrial and coated or insulated copper tube (Copper Tube), originating in or exported from the Federative Republic of Brazil, the Hellenic Republic, the People’s Republic of China, the Republic of Korea and the United Mexican States.”

***Like goods*** are goods that are ***identical*** or ***similar*** to the subject goods and are sold in the exporter’s domestic market.Identical goods are goods that are identical in all respects to the subject goods exported to Canada by having all the characteristics used to identify a model. For this investigation, a good is identical when it has the same following ten characteristics:

1. ASTM Standard
2. Tube Type
3. Outer Diameter
4. Inner Diameter
5. Wall Thickness
6. Weight
7. Length
8. Tolerances
9. TPC
10. Coil/Straight

A good is considered similar when it has the first six characteristics listed above.

**Additional Product Information**

It is important to note that the OD range of Copper Tube includes any diameters that are within the allowable tolerance range under any applicable standard. Copper Tube sold in Canada is manufactured to a variety of standards and grades including:

**Canadian Copper Tube Standards and Grades**

|  |  |  |
| --- | --- | --- |
| **Tube Type**  | **Standard**  | **Application**  |
| Type K  | ASTM B88  | Domestic water service and distribution, solar, fuel/fuel oil, natural gas, liquefied petroleum gas, snow melting  |
| Type L  | ASTM B88  | Domestic water service and distribution, solar, fuel/fuel oil, natural gas, liquefied petroleum gas, snow melting  |
| TYPE M  | ASTM B88  | Domestic water service and distribution, solar, compressed air  |
| Type DWV  | ASTM B-306  | Drainage waste, vent  |
| Type ACR  | ASTM B-280, B-68  | Air conditioning, refrigeration  |
| Type Medical Gas  | ASTM B-819  | Medical gas uses (e.g., hospitals)  |

There are numerous widely accepted applications of Copper Tube. These include but are not limited to plumbing, heating, cooling and medical (MED) gas use. Copper Tube is produced in straight lengths and in coils, in diameters that correspond with plumbing, refrigeration, air conditioning (ACR) and MED gas applications.

Plumbing Copper Tube classifications include:

 • Type L (ordinarily used in residential and commercial potable water systems);

 • Type K (typically used in underground or high pressure applications);

 • Type M (ordinarily used in residential potable water systems); and

 • Type DWV (drainage, waste and vent).

Type L, K and M Copper Tube is primarily used for potable water applications, water recirculation systems and heating systems (e.g., solar, geothermal, etc.). Applications include above and below ground, indoor and outdoor systems and can be used in residential, commercial and industrial buildings.

DWV Copper Tube is primarily used for above ground, vent and drain lines.

Refrigeration Copper Tube classifications include:

 • ACR;

 • MED-L / ACR; and

 • MED-K.

ACR Copper Tube is primarily supplied as soft annealed coils for various refrigeration and air conditioning applications.

Industrial copper tube, excluded from this complaint, is a custom made product made to specific dimensions (e.g., OD, inside diameter, wall thickness and length), tolerances and temper as specified by the customer and is normally made in sizes that differ from those in which Copper Tube is offered. Coated or insulated copper tube, also excluded, has a polyethylene/PVC or foam coating.

## Classification of Imports

The goods subject to the product definition are usually classified under the following 10-digit Harmonized System classification numbers:

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| 7411.10.00.10 |
| 7411.10.00.20 |

The Customs Tariff changed in 2012. Prior to 2012, the goods subject to the product definition were normally imported into Canada under the following Harmonized System classification numbers:

|  |
| --- |
| 7411.10.00.11 |
| 7411.10.00.20 |

This listing of HS codes is for convenience of reference only. Refer to the product definition for authoritative details regarding the subject goods.

# PART B – INSTRUCTIONS

## Purpose of the Request for Information

B.1. This Request for Information (RFI) specifies the information and documents required concerning:

1. **Subsidies** as defined in Canada's *Special Import Measures Act* (SIMA)and

the *Agreement on Subsidies and Countervailing Measures* being a part of the
*Agreement Establishing the World Trade Organization* (WTO Agreement), which are deemed to exist because of a ***financial contribution*** (as defined in Part C of this RFI) or **any form of income or price support**within the meaning of Article XVI of the GATT 1994, being part of Annex 1A to the WTO Agreement [Attachment I] by the *Government of China[[1]](#footnote-1)*, that confers a benefit to persons engaged in the production, manufacture, growth, processing, purchase, distribution, transportation, sale, export or import of subject goods, but does not include the amount of any duty or internal tax imposed by the government of the country of origin or country of export on:

1. goods that, because of their exportation from the country of export or country of origin, have been exempted or have been or will be relieved by means of remission, refund or drawback,
2. energy, fuel, oil and catalysts that are used or consumed in the production of exported goods and that have been exempted or have been or will be relieved by means of remission, refund or drawback, or
3. goods incorporated into exported goods and that have been exempted or have been or will be relieved by means of remission, refund or drawback.

**and**

B. The countervailability of any such ***subsidy*** (i.e. whether the subsidy is specific and actionable) within the meaning of SIMA.

* ***Note that additional questions may be requested in the form of a Supplemental Request for Information at a later date as a result of new information obtained by the CBSA.***

B.2. The Canada Border Services Agency (CBSA) will be assessing to what extent countervailable programs have affected the sale price of subject goods imported into Canada during the **period of investigation (POI) of January 1, 2011 to December 31, 2012**. In certain instances, information and documentation may be requested outside this period in order to determine any amount of subsidy applicable to subject goods. Benefits from certain types of subsidies are allocated over time corresponding to the average useful life of an asset and thus subsidies received in number of years preceding the **POI** may require review. If you do not provide the information or submit an incomplete response, the amount of subsidy will be determined by a Ministerial Specification.

B.3. A separate RFI on subsidies has been sent directly to all exporters identified to date by the CBSA. Where adequate responses are not received from these exporters, the CBSA will base its decision on the facts available.

B.4. Please note that information is required to be presented for any program, regardless of the date of implementation, which conferred a benefit on goods sold for either domestic consumption or imported into Canada during the **POI**.

## Confidential and Non‑Confidential Information

B.5. **Part F** of the questionnaire, which contains several sections deals with the requirements pertaining to the confidential and non‑confidential information submitted to the CBSA in connection with proceedings under SIMA.

## Format of Information Submitted

B.6.Your response must consist of an original plus one printed copy of your confidential submission, and one copy of your edited non-confidential version for a total of three hard copies. In addition, a complete copy of your submission must be maintained at your company’s premises should an on-site verification of your submission be conducted.

Hard copy submissions should also:

* Not be stapled or bound (pages should be held together by clips or elastics);
* Be numbered consecutively from start to finish, including appendices and attachments; and
* Be provided on 8 1/2" x 11" paper. If possible, please reduce any oversize documents to fit this paper size.

B7. Please also submit your response to the CBSA in electronic format on virus-free compact discs (CDs) or DVDs. Please label all disks as follows: confidential or non-confidential, company name, date and “CBSA Copper Tube 4214-40”. Where multiple discs are provided, please also indicate the material contained on the disc and its order in the disc sequence (i.e., Parts A and B, disc 1 of 3). You can submit files in a compressed format using WinZip version 14.5 or compatible. If you send us information in a compressed format, provide a list of all of the electronic files you are submitting. Include the file name, file type, number of records and the RFI request number that the file answers.

B.8. Provide your confidential submission on separate CDs or DVDs from your non confidential version.

B.9. Narrative or text responses must be provided in Microsoft Word compatible format. Spreadsheets or data responses must be provided in Microsoft Excel compatible format. Files may be submitted in a compressed ZIP format, but not RAR.

B.10. Your response must state each numbered question followed by a complete response. If a question does not apply to the organization you represent or requests information in a format that is different than that in which it is maintained, an explanation as to why the question does not apply or how the information was adjusted to respond to the question is required. Consequently, in many instances, “Not Applicable” or an answer that only refers to an exhibit or an attachment will not provide the CBSA with a clear explanation of the existing situation and will be considered an incomplete response.

B.11. Your response must be in either English or French. Any source material that you provide must be in the document’s original language and must be accompanied by a translation in either English or French.

B.12. Submissions in electronic documents must be numbered consecutively by page from start to finish, including appendices and attachments.

## Due Date for Response

B.13. The due date for the receipt of your response at our offices in Ottawa, Ontario, Canada is **June 28, 2013**. If you do not fully respond to this RFI, countervailing duty assessed on subject goods may be based on the facts available to the CBSA.

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## Verification Meetings

B.14. A complete response, including all of the documentation requested must be submitted to the CBSA before a verification meeting will be considered.

B.15. It is common practice for CBSA officers to visit government officials, exporters and manufacturer(s) of the subject goods in order to verify the information submitted. You will be contacted in advance of such a meeting to make arrangements as to the time and place of the verification meeting.

B.16. In the event of a verification visit, a complete copy of your response, including copies of all documentation requested must be made available for the use of the CBSA officers participating in the verification meetings.

B.17. If the verification meeting is delayed or cancelled due to the unavailability of government officials to meet with CBSA officers, countervailing duty assessed on subject goods may be based on the facts available to the CBSA.

B.18. The purpose of the verification meeting is to verify information already provided to the CBSA in your submission prior to the meeting or to obtain further details. It is not intended to be a second opportunity to provide new or additional information. Accordingly, the original response should be complete and accurate.

B.19. During any verification meeting with the CBSA, each government official who prepared any part of the response and who has knowledge of the source documentation and the information contained therein must be available to meet with CBSA officers and to provide additional clarification and explanation, as required.

B.20. To satisfy itself as to the integrity, completeness and accuracy of the information supplied, the CBSA may examine information in respect of other companies not listed in **Attachment** **C**. For example, the CBSA may require information on companies or industries not covered by this investigation in order to determine whether a particular subsidy is specific in accordance with Article 2 of the *WTO Agreement on Subsidies and Countervailing Measures*.

B.21. During the verification meeting, your office should be in a position to promptly retrieve requested documents and to provide photocopies of such documents when requested by the CBSA officers. During the meeting, you will also be required to provide a non-confidential version of each document requested by CBSA officers. CBSA officers will require two copies of each document (plus one copy of the non-confidential version) requested during the verification meeting.

## Source Documents

B.22. Source documents should be kept easily accessible at your offices for possible review during the verification meeting.

## Failure to Cooperate

B.23. Failure to submit all required information and documentation, including
non-confidential versions, or failure to permit verification of any information, may result in the assessment of countervailing duties on subject goods based on the facts available to the CBSA.

## Results of investigation & Disclosure Meetings

B.24. The results of the investigation, including the methodologies for determining the amount of subsidy, will be made available to you upon completion of the
investigation. Should you wish to discuss the results of the investigation and the decisions taken, CBSA officers will be available to meet with you or your representatives in Ottawa, Ontario, Canada.

## Establishing Contact with the CBSA

B.25. You are requested to contact a CBSA officer indicated on the covering page of this RFI within a week following the receipt of this request, by telephone, by fax or via e-mail, to indicate whether you will be responding to the RFI and if so, your government's contact person. If applicable, indicate the name, telephone number, and e-mail address of the counsel that will be representing your government during this investigation. At the same time, you are encouraged to raise any questions you may have and seek any explanations necessary to assist you in completing your submission.

## Counsel

B.26. If you have retained counsel to represent you in this matter before the CBSA, a letter of authorization must be provided. When such letter of authorization is provided, the CBSA will, upon request, undertake to provide copies of all outgoing correspondence with the Government of China to designated counsel. Furthermore, if it is your wish that confidential materials relating to the Government of China be released to or discussed with your counsel, the letter should specifically authorize the CBSA to do so. In such circumstances, the letter of authorization will serve as the CBSA's authority to release confidential materials to your counsel such as calculation spreadsheets, or to discuss the particulars of your file. Please note that the CBSA is not in a position to either discuss the particulars of your file or to provide copies of any materials contained in the file to designated counsel unless the letter of authorization has been provided.

# PART C - GLOSSARY

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| Associated Persons**and/or Companies** | Associated persons are defined as follows:The following persons are “associated persons” or persons associated with each other, namely,* persons related to each other; or
* persons not related to each other, but not dealing with each other at arm's length.

Persons are related to each other if* they are individuals connected by blood relationship, marriage or adoption;
* one is an officer or director of the other;
* each such person is an officer or director of the same two corporations, associations, partnerships or other organizations;
* they are partners;
* one is the employer of the other;
* they directly or indirectly control or are controlled by the same person;
* one directly or indirectly controls or is controlled by the other;
* any other person directly or indirectly owns, holds or controls five per cent or more of the outstanding voting stock or shares of each such person; or
* one directly or indirectly owns, holds or controls five per cent or more of the outstanding voting stock or shares of the other.

The term “person” includes an individual, a partnership, company, corporation or an association. |

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| Domestic Invested Enterprise (DIE) | The following types of enterprises, which exclude Foreign Invested Enterprises defined below, are considered DIEs:- State-owned enterprises;- Collective enterprises;- Private enterprises;- Joint venture enterprises;- Joint stock enterprises;- Any other organization deriving income from production and business operations and other income.  |

Enterprise “*Enterprise"* includes a group of enterprises, an industry and a group of industries.

Financial Assistance*"Financial assistance*" includes a quantifiable benefit.

Financial contribution There is a "*financial contribution"* by a government where:

 (*a*) practices of the government involve the direct transfer of funds or liabilities or the contingent transfer of funds or liabilities;

 (*b*) amounts that would otherwise be owing and due to the government are exempted or deducted or amounts that are owing and due to the government are forgiven or not collected;

 (*c*) the government provides goods or services, other than general governmental infrastructure, or purchases goods; or

(*d*) the government permits or directs a non‑governmental body to do anything referred to in any of paragraphs (*a*) to

(*c*) where the right or obligation to do the thing is normally vested in the government and the manner in which the non‑governmental body does the thing does not differ in a meaningful way from the manner in which the government would do it.

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| Foreign Invested Enterprise (FIE) | An FIE can take one of three forms:1. Chinese-foreign equity joint venture:- Joint venture between a Chinese company, enterprise, or other business organization and a foreign company, enterprise, business organization or individual set up in the form of a Chinese limited liability company. - The characteristics of a Chinese-foreign equity joint venture are joint investment, joint operation, and the participants share profits, risks and losses in proportion to their respective contributions to the registered capital of the joint venture. - The proportion of the investment by the foreign party is no less than 25% in the registered capital of equity joint venture. 2. Chinese-foreign contractual joint venture: - A joint venture established between foreign enterprises and other economic organizations or individuals, and Chinese enterprises or other economic organizations within the territory of China. The rights and obligations of each party are determined in accordance with the agreement specified in the contractual joint venture contract. The investment or conditions for cooperation contributed by the Chinese and foreign parties may be provided in cash or in kind, or may include the right to the use of land, industrial property rights, non-patent technology or other property rights.  3. Wholly foreign owned enterprises: * A wholly foreign owned enterprise is established by foreign enterprises and other economic organizations or by individuals pursuant to the Chinese laws within the territory of China. All of the wholly foreign owned enterprise’s capital is invested by foreign investors. It can also be referred to as a Foreign Enterprise (FE).
 |
| G**overnment of China (GOC)** | For the purposes of this investigation *“Government of China”* refers to all levels of government, i.e. federal, central, provincial/state, regional, municipal, city, township, village, local, legislative, administrative or judicial, singular, collective, elected or appointed. It also includes any person, agency, enterprise, or institution acting for, on behalf of, or under the authority of any law passed by, the government of that country or that provincial, state or municipal or other local or regional government. |
| Like Goods | Like goods are goods that are identical in all respects to the subject goods exported to Canada, or in the absence of identical goods, goods the uses and other characteristics of which closely resemble those of the exported subject goods (similar goods). Refer to the definition of subject goods in Part A of this RFI.  |
| Ministerial Specification | A ministerial specification is used to determine the normal value, export price or the amount of subsidy when the regular methods for making the calculations cannot be applied. It may also be used to cover new products or new exporters not covered by previous rulings. |
| Period of Investigation (POI) | The POI represents the time frame selected at the time of initiation to delineate the sales of subject goods to Canada for which information is required and that will be investigated. The POI for this investigation is listed on the cover page of this RFI. |
| Person | Includes an individual, a partnership, company, corporation or an association. |
| Sale | Includes leasing and renting, an agreement to sell, lease or rent and an irrevocable tender. |
| Similar Goods | Similar goods are goods that are not identical in all respects but are similar in use and in characteristics to subject goods exported to Canada. Refer to the definition of subject goods in Part A of this RFI. |
| Special Economic Zone (SEZ**)** | Refers to a Special Economic Area, Economic and Technical Development Zone, Bonded Zone, Export Processing Zone, High Technology Industrial Development Zone, or any other designated area where benefits from the Government of China (including central, provincial, municipal or county government) accrue to a company because of being located in such an area. |

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| State-Owned Enterprise (SOE) | *“State-Owned Enterprise”* means any company or enterprise that is wholly or partially owned by the GOC (as defined above). This can include companies operating in a partnership or joint- venture capacity with the GOC or whose shares are publicly traded and wholly or partially owned by the GOC.In order to be capable of granting a countervailable subsidy, an SOE must possess, exercise or be vested with government authority. For further clarity, this definition also applies to state-owned commercial banks. |
| Subject Goods | The definition of subject goods is contained on Part A of this RFI. |
| Subsidy | A financial contribution or any form of income or price support within the meaning of Article XVI of the GATT 1994, being part of Annex 1A to the WTO Agreement (**Attachment A** of this RFI), by a government of a country that confers a benefit to persons engaged in the production, manufacture, growth, processing, purchase, distribution, transportation, sale, export or import of subject goods but, does not include the amount of any duty or internal tax imposed by the government of the country of origin or country of export on:(i) goods that, because of their exportation from the country of export or country of origin, have been exempted or have been or will be relieved by means of remission, refund or drawback,1. energy, fuel, oil and catalysts that are used or consumed in the production of exported goods and that have been exempted or have been or will be relieved by means of remission, refund or drawback, or
2. goods incorporated into exported goods and that have been exempted or have been or will be relieved by means of remission, refund or drawback.
 |

# PART D - GENERAL INFORMATION REQUESTED

**Please provide written responses for all questions in this Part.**

1. Please provide the name of the person who will be responsible for providing the response to this Request for Information (RFI), along with title, address, telephone number, fax number and e-mail address. This person will be our contact for any further inquiries concerning the response and for arranging any verification visit by CBSA officers that may be planned.
2. Explain, in detail, the structure of the copper sector (including copper tube) in your country, particularly with respect to the production and sale of the subject goods. Your response should cover the government departments, agencies or offices, trade associations or chambers of commerce responsible for and/or supervising this industrial sector, the functions undertaken by them, government input into establishing and enforcing qualitative standards and the decision making process respecting the manufacture, marketing and sale of the subject goods, including any restrictions, quotas, limits for the production volume and any state set or administrative guidance selling prices for domestic and export sales of the subject goods.
3. Please provide your country’s tariff schedule item numbers that correspond to the HS classification numbers covering the subject goods. Provide the official description applicable to the products covered by these number(s).
4. Please provide the following statistical information as maintained by an official government entity for the POI, in domestic currency and Canadian dollars, and indicate the source:
5. Total volume and value of exports of subject goods to Canada during the POI. Please specify if the value is based on ex-factory, F.O.B. (port, shipping point, etc.), C.I.F., or some other value; and
6. Total volume and value of exports of subject goods to Canada during the POI, by company. Please specify if the value is based on ex-factory, F.O.B. (port, shipping point, etc.), C.I.F., or some other value.
7. For your information, a listing of known exporters and producers are included in
**Attachment C** of this RFI. In response to this question, please provide the names, address including the city (town), province and postal code, telephone number, fax number and e-mail address of any other company not listed in **Attachment C,** which have produced and/or exported subject goods to Canada during the POI.
* ***Please note that if any of the companies whom you identify as having exported to Canada during the POI is an exporter only, and does not produce the subject goods, complete responses to the RFIs must be submitted by all producers that supply the exporters subject to this investigation. Likewise, if any of the companies you identify sells the subject goods to an export trading company that subsequently exports the subject goods to Canada, complete responses to the RFIs must be submitted by all such trading companies.***
* ***In responding to the questions in the remainder of this RFI, references to “all companies listed in Attachment C” should be considered to include all companies further identified*** ***by the Government of China[[2]](#footnote-2), in addition to those identified by the CBSA.***

**D.6.** (a) Please identify all companies listed in **Attachment C** that are partially or wholly owned by the Government of China.

 (b) Please identify all producers of copper tube that are partially or wholly owned by the Government of China.

**D.7.** For each company identified in response to D.6(a) and D.6(b), please describe the percentage of ownership interest and indicate whether this ownership existed during the POI.

**D.8.** For each producer listed in **Attachment C** identify those producers that are also involved in the production of upstream products (copper cathode, copper cathode, copper ingots, etc.).

**D.9.** For those companies identified in D.6, explain:

1. The decision-making and reporting hierarchy of the company and who directs, manages and controls the operations of the entity. If the company has a holding company, identify the members of the holding company, the shareholding interests they represent and their responsibilities.
2. Who selects and/or approves the members of the Board of Directors?
3. Describe the roles and responsibilities of the Board of Directors.
4. Who selects and/or approves the members of the Board of Shareholders?
5. Describe the roles and responsibilities of the Board of Shareholders.
6. How are the operations of the company funded?
7. How is the performance of the company measured? For example, profitability, employment, output, social wellbeing, etc.
8. How are profits of the company distributed and to whom?
9. For each identified **SOE** in the copper sector (including copper tube), provide the relevant statute, law, regulation, direction, letter of incorporation or other legal instrument that vests this authority.

**D.10.** Concerning the **GOC**’s role with respect to **SOE**s, explain whether there are GOC laws, guidelines, decrees, rules, promulgations, edicts, opinions, measures, regulations, directives or plans. Provide a fully translated copy of these documents along with the original Chinese version.

**D.11.** With respect to state-owned copper enterprises:

1. Explain the requirements in law, and in practice, to have government representation at any level of the company.
2. Explain the role of Chinese Communist Party government representatives (“CCP representatives”). For example, explain their role on the Board of Directors, Board of Shareholders.
3. Explain the process of how these representatives are selected.
4. What are the areas of responsibility of CCP representatives in the state-owned copper company?
5. Explain the CCP representatives’ involvement in the decision-making processes or operational decisions of the state-owned copper company.
6. Explain any government functions the **SOE** performs including but not limited to, setting prices for raw materials inputs or production output quantities. For example does the SOE publish prices the rest of the industry follows?

**D.12.** With respect to state-owned copper tube enterprises:

1. Explain the requirements in law, and in practice, to have government representation at any level of the company.
2. Explain the role of Chinese Communist Party government representatives (“CCP representatives”). For example, explain their role on the Board of Directors, Board of Shareholders.
3. Explain the process of how these representatives are selected.
4. What are the areas of responsibility of CCP representatives in the state-owned copper tube company?
5. Explain the CCP representatives’ involvement in the decision-making processes or operational decisions of the state-owned copper tube company.
6. Explain any government functions the **SOE** performs including but not limited to, setting prices for raw materials inputs or production output quantities. For example does the SOE publish prices the rest of the industry follows?

**D.13**. Explain how **GOC** laws, policies, opinions, guidelines, etc. are communicated to the **SOE**s.

**D.14. (a)** Provide a complete list of all enterprises under the authority of the national State-owned Assets Supervision and Administration Commission or the State-owned Assets Supervision and Management Commission (SASAC) of the State Council. Indicate which companies on the list are involved in the production and sale of copper and/or copper tube.

**D.15. (b)** Explain the role, activities and responsibilities of the SASAC directors of the board of the enterprise and SASAC senior managers in a copper and/or copper tube enterprise. Please explain to whom the SASAC directors and senior management are ultimately responsible.

**D.16. (a)** For each province or special region that has a producer of copper and/or copper tube, provide a complete list of all enterprises under the authority of the each of the provincial and local SASACs. Indicate which companies on the list are involved in the production or sale of copper and/or copper tube.

**D.17. (b)** Explain the role, activities and responsibilities of the provincial or special region SASAC directors of the boards of the enterprise and SASAC senior managers in a copper and/or copper tube enterprise. Please explain to whom the SASAC directors and senior managers are ultimately responsible.

**D.18.** Provide copies of all income tax forms for the tax years 2011 and 2012 for each type of enterprise that must file income tax in China. This should also include any instructions for completion of the forms, any supporting schedules and any bulletins or notices relating to the completion of the income tax forms.

**D.19.** Please describe and provide supporting documentation respecting the arrangements and agreements that exist between the Chinese Central Government and the provinces/municipalities where the exporters identified in **Attachment C** are located respecting the collection and disbursement of income tax.

**D.20.** For each of the provinces identified in **Attachment C** (including any provinces where the Government of China has identified additional exporters), provide the names and addresses of all producers of certain copper tube residing within the same provinces.

**D.21.** Please provide a copy of China’s 12th 5-Year Plan along with a full English translation.

# PART E – INFORMATION REQUESTED ON ALLEGED SUBSIDY PROGRAMS UNDER INVESTIGATION

* ***For each program listed in this Part and any other additional programs identified by the Government of China, you are required to answer all the Standard Questions immediately following the program listing below.***
* ***Please read carefully the requirements for responding to questions relating to each program. Failure to comply with the requirements may preclude the CBSA from considering your response to the RFI to be complete.***
* ***Information is required to be provided for all programs, regardless of the year the benefits were granted by the Government of China or received by any of the companies listed in Attachment C, as well as those further identified by the Government of China, where the program benefits impact on the production and sales of copper tube during the POI.***
* ***For purposes of this RFI, the term “program” may also refer to informal financial contributions provided by the Government of China, and can also refer to multiple individual, albeit similar, financial contributions. It does not necessarily refer to formal programs maintained by the Government of China, nor should it be taken to refer to one specific contribution.***

**You are requested to answer all of the Standard Questions for each program listed in this Part**. Where none of the companies listed in **Attachment C** (including those further identified by the Government of China) or any of their associated companies as defined in Part C, at any time applied for, used, or benefited from the specific program in question where benefits accrued to the company during the POI, you should indicate that none of the companies listed in **Attachment C** has received any benefits under the program. However, should you indicate that none of the companies listed in **Attachment C** has received any benefits under the program; you are still requested to answer all of the questions in Standard Questionsfor that program.

For any program that has multiple funding sources or is administered by different governmental levels, please provide information as to the roles of each administrating authority
(e.g., organization, source of funding, administration, approving authority). If a question requires information from other authorities, e.g., provincial governments, please

forward questions to the correct source. However, it is the responsibility of the Government of China to ensure that full and complete responses to questions on programs administered by all levels of government are obtained from the appropriate governmental authorities.

Some of the programs identified in this Part were identified in the People’s Republic
of China’s New and Full Notification Pursuant to Article XVI: 1 of the GATT 1994 and
Article 25 of the SCM Agreement to the World Trade Organization (WTO).

If there are any other programs that would be applicable to this investigation that have been identified since the release of WTO notification document, please include the duly identified programs in your response to the Standard Questions in this RFI.

**The following are programs that the CBSA will be examining during the course of this**

**Investigation:**

## Special Economic Zone (SEZ) and other designated areas Incentives

Program 1: Preferential Tax Policies for Enterprises with Foreign Investment (FIEs) Established in Special Economic Zones (SEZs) (excluding Shanghai Pudong Area)

Program 2: Preferential Tax Policies for FIEs Established in the Coastal Economic Open

Areas and in the Economic and Technological Development Zones

Program 3: Preferential Tax Policies for FIEs Established in the Pudong Area of Shanghai

Program 4: Preferential Tax Policies in the Western Regions

Program 5: Corporate Income Tax Exemption and/or Reduction in SEZs and other

Designated Areas

Program 6: Local Income Tax Exemption and/or Reduction in SEZs and other Designated

Areas

Program 7: Exemption/Reduction of Special Land Tax and Land Use Fees in SEZs and

Other Designated Areas

Program 8: Tariff and Value-added Tax (VAT) Exemptions on Imported Materials and

Equipment in SEZs and other Designated Areas in Guangdong

Program 9: Income Tax Refunds where Profits are Re-invested in SEZs and other Designated

Areas

Program 10: Preferential Tax Program for FIEs Recognized as HNTEs (High and New Technology Enterprises)

Program 11: Preferential Tax Policies for FIEs which are Technology Intensive and Knowledge Intensive

Program 12: Services or Goods provided by Government or public bodies at the preferential prices to enterprises located in SEZs and other designated areas

Program 13: VAT Exemptions for the Central Region

Program 14: Tax over-refunds or over-exemptions for the water, electricity and gas consumed in the Export Processing Zone

Program 15: Custom Duty Exemption and VAT Exemption for machinery, equipment, construction materials imported into the Export Processing Zone for the construction of production facilities (such as factory and warehouse) in the Zone

Program 16: Custom Duty Exemption and VAT Exemption for machinery, equipment, moulds/dies and the corresponding repairing parts imported into the Export Processing Zone and used for the production by Enterprises in the Zone

Program 17: Custom Duty over-refund or over-exemption and VAT over-refund or over-exemption for raw materials, parts, packaging materials and consumable materials imported into the Export Processing Zone and used for the production of exported goods in the Zone

Program 18: Export Duty Refund or Exemption for the exported goods produced in the Export Processing Zone and exported from the Zone

Program 19: VAT Refunds or Exemptions for the domestically purchased machinery, equipment and construction materials used for the production of exported goods and the construction of production facilities in the Export Processing Zone

## Preferential Loans and Loan Guarantees

Program 20: Loans and Interest Subsidies Provided Under the Northeast Revitalization Program

Program 21: Export Seller’s Credit for High- and New-Technology Products by China EMIX Bank

Program 22: Preferential Loan for the National/Provincial key Science & Technology Industrialization Projects, High Technology Industrialization Projects, Science & Technology Achievements Commercialization Projects, Modern Equipment Manufacturing Industry and key Information Technology Industrialization Projects by Liaoning Governments

## Grants and Grant-equivalents

Program 23: Innovation Fund for Medium and Small Business

Program 24: Special fund for developing trade through science and technology of Guangdong Province

Program 25: Special Funds for Foreign Economic and Technical Cooperation

Program 26: Innovative Experimental Enterprise Grant

Program 27: Superstar Enterprise Grant

Program 28: Awards to Enterprises whose Products Qualify for "Well-Known Trademarks of China" or "Famous Brands of China"

Program 29: Export Brand Development Fund

Program 30: Provincial Scientific Development Plan Fund

Program 31: Technical Renovation Loan Interest Discount Fund

Program 32: National Innovation Fund for Technology Based Firms

Program 33: Guangdong - Hong Kong Technology Cooperation Funding Scheme

Program 34: Grants for Encouraging the Establishment of Headquarters and Regional Headquarters with Foreign Investment

Program 35: Innovative Small and Medium-Sized Enterprise Grants

Program 36: Product Quality Grant

Program 37 2009 Energy-Saving Fund

Program 38: Grants for Export Activities

Program 39: Grants for International Certification

Program 40: Emission Reduction and Energy-Saving Award

Program 41: Grant for Market Promotion and Trade Development (Shandong)

Program 42: Grant - Assistance for Exhibition Booth Fees (Shandong)

Program 43: Grant - Patent Application Assistance

Program 44: Grant - State Service Industry Development Fund

Program 45: Grant - Cleaning-production Qualified Enterprise Reward

Program 46: Grant - Provisional Industry Promotion Special Fund

Program 47: Grant – Financial Subsidies from Wei Hai City Gao Cun Town Government

Program 48: Grant - Water Pollution Control Special Fund for Taihu Lake

Program 49: Grant - Provincial Foreign Economy and Trade Development Special Fund

Program 50: Grant - Special Supporting Fund for Commercialization of Technological Innovation and Research Findings

Program 51: Grant - Resources Conservation and Environment Protection Grant

Program 52: Grant - Wendeng Government (Shandong)

Program 53: Enterprise Technology Centers

Program 54: Allowance to Pay Loan Interest

Program 55: Supporting Fund for Non-Refundable Export Tax Loss

Program 56: International Market Fund for Export Companies

Program 57: International Market Fund for Small and Medium-sized Export Companies

Program 58: Business Development Overseas Support Fund

Program 59: Refund from Government for Participating in Trade Fair

Program 60: Grant - Special Fund for Fostering Stable Growth of Foreign Trade

Program 61: Reimbursement of Anti-dumping and/or Countervailing Legal Expenses by the

Local Governments

Program 62: Financial Special Fund for Supporting High and New Technology Industry Development Project

Program 63: Subsidy for Promoting Energy-Saving Buildings

Program 64: Subsidy for the Technology Development ­­

Program 65: Awards for the Contributions to Local Economy and Industry Development

Program 66: Beijing Industrial Development Fund

Program 67: Grants, Loans, and Other Incentives for Development of Famous Brands, China Top World Brands or other well-known Brands

Program 68: Shunde Famous Brands

Program 69: Guangdong Supporting Fund

Program 70: Zhabei District “Save Energy Reduce Emission Team” Award

Program 71: “Five Points, One Line” Program of Liaoning Province

Program 72: State Special Fund for Promoting Key Industries and Innovation Technologies

Program 73: Fund for SME (small and medium size enterprises) Bank-Enterprise Cooperation Projects by Guangdong Governments

Program 74: Special Fund for Significant Science and Technology by Guangdong Governments

Program 75: Fund for Economic, Scientific and Technology Development by the Government of Foshan City

Program 76: Provincial Fund for Fiscal and Technological Innovation by Guangdong Governments

Program 77: Provincial Loan Discount Special Fund for SMEs by Guangdong Governments

Program 78: "Large and Excellent" Enterprises Grant

Program 79: Advanced Science/Technology Enterprise Grant

Program 80: Award for Excellent Enterprise

Program 81: Foshan City Government Technology Renovation and Technology Innovation Special Fund Grants

Program 82: Nanhai District Grants to State and Provincial Enterprise Technology Centers and Engineering Technology R&D Centers

Program 83: Supporting Fund for the Projects Used to Resolve the Important Technological Issues for Enterprises’ Production and R&D by Liaoning Governments

Program 84: Technology Innovation Fund for Science & Technology Type SMEs by Liaoning Governments

Program 85: Supporting Fund for the Application Technology Research in the Overseas R&D Institution/Branch by Liaoning Governments

Program 86: Special Supporting Fund and Special Loan Assistance by Chinese Ministry of Science & Technology for revitalizing the Northeast old industrial base

Program 87: Special Supporting Fund for Key Projects of “500 Strong Enterprises in Contemporary Industries” by Guangdong Governments

Program 88: Fund for Supporting Strategic Emerging Industries by Guangdong Governments

Program 89: Medium Size and Small Size Enterprises Development Special Fund

Program 90: Medium Size and Small Size Trading Enterprises Development Special Fund

Program 91: Special Fund for Export Credit Insurance by Guangdong Governments

Program 92: Supporting Fund for Converting the Industry Technology Achievements/Findings by Beijing Governments

Program 93: Special Development Fund for Beijing Cultural Innovation Industry

Program 94: Supporting Fund for Becoming Publicly Listed Company

Program 95: Supporting Fund for the “Working Capital” Loan Interest

Program 96: Award for Maintaining the Growth by Beijing Governments

Program 97: Award by Beijing Technology Trading Encouraging Centre

Program 98: Award by Shanghai Songjiang Economic Committee

Program 99: Supporting Fund for the Development from Guangzhou Local Governments

Program 100: Interest Assistance for Technology Renovation Projects by Liaoning Governments

Program 101: Interest Assistance for the Application of Information Technology by Liaoning Governments

Program 102: Loan Guarantee Fund for Science & Technology Enterprises by Liaoning Governments

Program 103: Fund for Optimizing Import and Export Structure of Mechanical Electronics and High and New Technology Products

Program 104: Special Fund for Pollution Control of Three Rivers, Three Lakes, and the Songhua River

Program 105: Repaying Foreign Currency Loan by Refunded VAT

Program 106: Government Export Subsidy and Product Innovation Subsidy in Shandong Province

Program 107: Export Assistance Grant

Program 108: Research & Development (R&D) Assistance Grant

Program 109: Foreign Trade Promotion Award

Program 110: Financial Assistance for an Overseas Market Survey

Program 111: Supporting fund provided to Service Outsourcing Enterprises for the Establishment of their Brands and the Acquisition of their International Qualification Accreditations.

Program 112: Liaoning High-tech Products & Equipment Exports Interest Assistance

Program 113: Grant for Developing International Markets for SMEs in Zhejiang

Program 114: Grant for Developing International Markets and Capital Clearing Fund for SMEs in Zhejiang

Program 115: Export Credit for Insurance Premium in Zhejiang

Program 116: Property Tax Reduction of Urban Land Use for Companies Who Provide Employment to People with Disabilities in Zhejiang

Program 117: Support for the Development of Welfare Enterprises and Promoting the Employment of Persons with Disabilities in Zhuji City.

Program 118: Subsidy for Certification of Clean and Green Production in Zhejiang

Program 119: Subsidy for Construction Projects in the Developmental and Experimental Zone in Zhuji City

Program 120: Policy to Promote Industrial Restructuring and Upgrading, and Enhance the Level of Economic Development in Dianko Township

Program 121: Grant for Standardizing Industrial Systems in the Nonferrous Metals Industry

Program 122: Award for Science and Technology in Shaoxin City

Program 123: Policy to Accelerate the Development of Modern Logistics Industry in Zhuji City

Program 124: Grant for Industrial Transformation and Upgrading of Major Science and Technology Projects in Zhuji City

Program 125: Science and Technology Award of Zhejiang Province

Program 126: Award to Science and Technology Enterprises in Zhuji City

Program 127: Science and Technology Award of Zhuji City

Program 128: Grant to Encourage Patent in Zhuji City

Program 129: Grant for Key Innovation Team in Zhejiang

Program 130: Special Fund for Fair Trade in Import and Export Zhejiang

Program 131: Grant for Standardizing Industrial Systems in the Nonferrous Metals Industry

Program 132: Grant for Implementation of Full-time Environmental Monitoring Officer in Key Enterprises in Zhuji City

Program 133: Grant for Research and Development Centers in the Provincial-level High-Tech Enterprises in Zhejiang

Program 134: Special Financial Fund for Industrial Transformation and Upgrading in Zhejiang (Brand Awards)

Program 135: Award for Outstanding Industrial Products and New Technologies in Zhejiang

Program 136: Grant for the Implementation of Quality and Technical Inspection in Zhejiang

Program 137: Award for Advanced Companies and Individuals in the Recognition of Key Projects and Investment in Tonglin City

Program 138: Grant to Promote and Accelerate the Economic Development in the Copper Industry in Tonglin City

Program 139: Financial Incentives to Promote Economic Development in Tonglin City

Program 140: One-Time Financial Support to Hailiang Copper Co., Ltd.

Program 141: Special Funds for Use in the Open Economy in Zhuji City

Program 142: Grant to Promote Economic Innovation and Enhance Development in Zhuji City

Program 143: Special Grant for High-Tech Industry and Scientific and Technological Cooperation in Zhuji City

Program 144: Grant for Scientific and Technological Projects Which Passed Appraisal and Certification in Zhuji City

Program 145: Support for the Development of Welfare Enterprises to Promote the Employment of Persons with Disabilities in Zhuji City

## Preferential Tax Programs

Program 146: Preferential Tax Policies for Advanced Technology Enterprises with Foreign Investment

Program 147: Reduced Tax Rate for Productive FIEs Scheduled to Operate for a Period

Not Less Than 10 Years

Program 148: Tax Preference Available to Companies that Operate at a Small Profit.

Program 149: Preferential Tax Policies for Foreign Invested Export Enterprises

Program 150: Preferential Tax Policies for the Research and Development of FIEs

Program 151: Preferential Tax Policies for FIEs and Foreign Enterprises Which Have Establishments or Places in China and are Engaged in Production or Business Operations Purchasing Domestically Produced Equipment

Program 152: Preferential Tax Policies for Domestic Enterprises Purchasing Domestically Produced Equipment for Technology Upgrading Purpose

Program 153: Income Tax Refund for Re-investment of FIE Profits by Foreign Investors

Program 154: VAT and Income Tax Exemption/Reduction for Enterprises Adopting

Debt-to-Equity Swaps

Program 155: Corporate Income Tax Reduction for New High-Technology Enterprises

Program 156: Income Tax Credits on Purchases of Domestically Produced Equipment

Program 157: Preferential Tax Programs for Encouraged Industries or Projects

Program 158: Exemption from City Maintenance and Construction Taxes and Education Fee Surcharges for FIEs

Program 159: Tax Offset for R&D Expenses in Guangdong Province

Program 160: Accelerated Depreciation on Fixed Assets

Program 161: Preferential Tax Treatment for the Technology Development Expenses by Liaoning Governments

Program 162: Accelerated Depreciation on Intangible Assets for Industrial Enterprises in Northeast Region

## Relief from Duties and Taxes on Inputs, Materials and Machinery

Program 163: Exemption of Tariff and Import VAT for the Imported Technologies and Equipment

Program 164: Relief from Duties and Taxes on Imported Material and Other Manufacturing Inputs

## Reduction in Land Use Fees

Program 165: Reduction, Exemption or Refund of Land Use Fees, Land Rental Rates and Land Purchase/Transfer Prices

Program 166: Deed Tax Exemptions for Land Transferred through Merger or Restructuring

## Goods/Services provided by the Government at Less Than Fair Market Value

Program 167: Raw Materials Provided by the Government at Less than Fair Market Value

Program 168: Utilities Provided by the Government at Less than Fair Market Value

## Equity Programs

Program 169: Debt to Equity Swaps

Program 170: Exemptions for SOEs from Distributing Dividends to the State

##  Any Other Program Not Previously Addressed

There may be other assistance programs administered directly or indirectly by the Government of China resulting in benefits granted and/or received by the companies listed in **Attachment C** or their associated companies as defined in Part C, including economic stimulus packages.

Such assistance programs are those that constitute a subsidy as defined in Paragraph 1 of Part B, consisting of:

1. any financial contribution as defined in Part C, or
2. any form of income or price support within the meaning of Article XVI of the GATT 1994, as described in **Attachment A.**

That confers a benefit to persons engaged in the production, manufacture, growth, processing, purchase, distribution, transportation, sale, export or import of the subject goods.

For greater clarity, this includes any subsidy which is contingent, whether solely or as one of several other conditions, upon export performance, including those illustrated in Annex I (copy attached as **Attachment B**) of the Agreement on Subsidies and Countervailing Measures. This also includes any subsidy program which is contingent, whether solely or as one of several other conditions, upon the use of domestic over imported goods (i.e. Where the Government of China provides financial assistance to exporters of the subject goods for purposes of reducing their cost of domestically sourced inputs, tools, machinery and so forth with the result that the said goods are purchased from domestic producers rather than from other countries).

If the Government of China, any of its agencies or any other authorized non‑governmental body provided any other assistance programs not previously identified or addressed but impacted on the production or sales of subject goods during the POI, to any of the companies listed in **Attachment C** or their associated companies as defined in Part C, please identify the programs and for each program, answer all of the Standard Questions below. This would include any government economic stimulus packages provided.

## STANDARD QUESTIONS

**These questions must be answered for each program identified in Part E.**

In responding to the following questions, you are required to provide information on each program, regardless of the year the benefit was granted by the Government of China or the year that the benefit was received by any of the companies listed in **Attachment C**, as well as those further identified by the Government of China, where the program benefits impact on the production or sales of the subject goods during the POI.

1. Provide details of the program including:
	1. The title of the program.
	2. Policy objective and/or purpose of the subsidy.
	3. Legislation under which the subsidy is granted.
	4. Nature or form of the subsidy.
	5. When the program was established.
	6. Duration of the subsidy program.
	7. How the program is administered and explain how it operates.
	8. To whom and how is the subsidy provided.
	9. The eligibility criteria in order to receive benefits under the program.
		1. Please provide copies together with translations in English of the decrees, laws and regulations relating to this program and any reports pertaining to the program published during or since the POI.
		2. Please provide copies together with translations in English of all legislative, regulatory, administrative and public documents relating to this program.
		3. Please identify the Government of China’s[[3]](#footnote-3) department or agency administering the program. Provide its office address, including the city (town), province and postal code and the name of the responsible official, position, telephone and fax number and e‑mail address.
		4. Please indicate which of the companies listed in **Attachment C**, as well as those further identified by the Government of China, applied for, accrued, or received benefits under the program that impacted on the production or sales of the subject goods during the POI.
		5. For each company identified in response to SQ.5., provide on an annual basis, the amount(s) and/or nature of the benefit or concession granted (monetary and/or non‑monetary) under the program.
		6. Please answer the following questions regarding the application process:
			1. Describe the application process (including any application fees charged by the government agency or authority) for the program and provide a blank copy of the application form (translated, if necessary).
			2. After an application is submitted, please describe the procedures by which an application is analyzed and eventually approved or disapproved.
			3. If the application is approved, please provide the approval documents together with any conditions or criteria subject to which the approval is made.
			4. If the application is disapproved, please provide the disapproval documents together with the reasons for disapproval.
				1. Please answer the following questions regarding eligibility for and actual use of the benefits provided under this program.

Is eligibility for, or actual use of this program contingent, whether solely or as one of several other conditions, upon export performance? If so, please describe.

Is eligibility for this program contingent, whether solely or as one of several other conditions, upon the use of domestic over imported goods? If so, please describe.

Is eligibility for the subsidy limited to enterprises or industries located within designated regions? If so, please specify the enterprises or industries and the designated regions.

Is eligibility limited, by law, to any enterprise or group of enterprises, or to any industry or group of industries? If so, please describe and specify the eligible enterprises or industries.

Please respond to the following questions regarding the criteria governing the eligibility for and receipt of any benefit under this program.

* + - * 1. Describe the criteria governing the size of the benefit provided.
				2. Provide a copy of any law, regulation or other official document detailing these criteria.
				3. If the eligibility criteria as listed in the applicable law, regulation or other official documents are met, will the applicant always receive a benefit or is final approval contingent upon the government agency or authority that administers the program?
				4. Is the amount of the benefit provided exclusively determined by established criteria found in the law, regulation or other official document or does the government agency or authority that administers the program determine the benefit amount?
				5. Provide any contractual agreements between the Government of China and the companies that are receiving the benefits under the program (e.g., loan contracts, grant contracts, etc.).
1. Provide a list by industry and by region of the companies that have received benefits under this program in the year 2010, year 2011, and year 2012.
2. Provide the total amounts of benefits received by each type of industry in each region in the year 2010, year 2011, and year 2012.
3. How many companies have applied for benefits under this program in the year 2010, year 2011, and year 2012.
4. How many applicants have received financial assistance/benefit and how many applicants have been rejected in the year 2010, year 2011, and year 2012? Please provide the main reasons why applicants have been rejected.
5. Describe any anticipated changes in the program. Provide documentation substantiating your answer. If the program has been terminated, state the last date that a company could apply for or claim benefits under the program. When is the last date that a company could receive benefits under the program? Please also indicate whether the program has been replaced and, if so, ensure that all Standard Questions have been responded to vis-à-vis the new program.

## PROGRAM-SPECIFIC QUESTIONS

**In Addition to the standard questions above, Please answer The following for each program identified in Part E. VIII. respecting Equity Programs**

Please provide the following information for each equity infusion or debt-to-equity swap made during the previous ten years for each of the companies under investigation.

**EQ.1.** Name of the recipient of each investment or dividend exemption.

**EQ.2.** The dates when the government approved the equity investment or dividend exemption.

**EQ.3.** The exact amount and date of the equity infusion and the name and address of the government agencies involved in the approval process and the distribution of funds.

**EQ.4.** A detailed description of the government accounting records associated with the infusions.

**EQ.5**. A copy of documentation showing receipt of shares by the government.

**EQ.6**. Please describe the method used to determine the viability of the company being invested in and the amount of the equity investment. Provide all feasibility studies, reports, and/or analysis conducted/provided by or for the government prior to the equity investment.

**EQ.7.** Please indicate if any equity investment was obtained from private sources, and if so, provide copies of documentation pertaining to this arrangement.

**In Addition to the standard questions above, Please answer The following for each program identified in Part E. II. respecting Preferential Loans and Loan Guarantees**

If any of the companies listed in **Attachment C** applied for or received loans directly/indirectly from the Government of China, or with the loan guarantee from the Government of China, where the repayment terms of the loan encompasses the POI or where the benefits from the loan impacted on the production or sales of the subject goods during the POI, please answer the following questions.

These loans include those made directly by the Government of China or by the Policy Lending Banks (such as Agricultural Development Bank of China, Export Import Bank of China and China Development Bank) or State-Owned Commercial Banks (such as Agricultural Bank of China, Bank of China, China Construction Bank, Industrial and Commercial Bank of China and Bank of Communications).

1. For each company identified, please provide the terms and conditions of the loan, including the date and amount of any principal, the applicable interest rate and compounding rate and the term of the loan (in months).
2. Please specify the charges such as commitment fees, compensating balances, taxes, etc., that were incurred by the recipient in obtaining the loan.
3. For each company identified, please provide the amount of interest paid or payable on a monthly basis during the POI.
4. Please provide on a monthly basis, the prevailing interest rate in China that was applicable to comparable commercial loans made on the same date, in the same of approximately the same amounts, in the same currency and on the same credit terms as the loans obtained directly/indirectly from the Government of China or the loans obtained with the loan guarantees from the Government of China.
5. Please also specify the charges such as application costs, taxes, etc., that would have been incurred by the recipient in obtaining a commercial loan as specified in LB.4..
6. In all cases, state whether the applicable interest rate is for loans provided by publicly owned or controlled institutions, or by privately held institutions, and whether such rate is subject to any government-mandated ceiling or cap.
7. For each such loan, please identify the Government of China’s[[4]](#footnote-4) department or agency or financial institution administering the program and/or loan and/or loan guarantee. Provide its office address, including the city (town), province and postal code and the name of the responsible official, position, telephone and fax number and e‑mail address.

# PART F – TREATMENT OF CONFIDENTIAL AND NON-CONFIDENTIAL INFORMATION SUBMITTED TO THE CBSA FOR ALL PROCEEDINGS UNDER SIMA

## Why Provide Confidential and Non-Confidential Information?

The *Special Import Measures Act* (SIMA) requires that confidential information submitted to the CBSA be accompanied by a non-confidential (public) version of the information. The following explains how non-confidential and confidential information will be handled and how to prepare both a confidential and non-confidential submission of your information.

## Treatment of Your Non-Confidential Information

Your non-confidential information will be given to any party that asks for this information for the purposes of the proceeding.

## Treatment of Your Confidential Information

There are certain times when the CBSA will release your confidential information: first, to independent counsel for a party to the proceeding; and second, to Canadian courts, tribunals and panels.

1. Confidential information will be provided to independent counsel for a party to the proceeding. Counsel includes any ***person*** who represents another party in the proceeding and includes legal counsel. A party is a person, or business, that participates in and has a direct interest in the proceeding.

Counsel must ask for the confidential information in writing and must provide a written guarantee to the CBSA stating that they will:

1. only use the information in relation to this proceeding;
2. not give out the information;
3. protect the information;
4. not copy the information without the CBSA’s permission;
5. destroy the information when they are done;
6. provide the CBSA with a written notice that the information is destroyed; and
7. report any violations or possible violations to the CBSA.

The CBSA will not give your confidential information to independent counsel if the CBSA believes that it might cause harm to you or your business.

1. Confidential information will be given to the Canadian International Trade Tribunal, any Court in Canada, a Binational or World Trade Organization (WTO) Panel, to act on appeals. These organizations will use your information to fulfill their responsibilities under Canadian law, NAFTA or WTO Agreements. The confidential information is subject to the rules of procedure of the Court or Panel to which it is provided.

## Providing Only Non-Confidential Information?

If you decide that your reply to this RFI does not contain confidential information, every page of your reply should be marked "NON‑CONFIDENTIAL". You must make a statement, in a covering letter, that you do not consider any information in your submission to be confidential.

## Providing Confidential Information?

If your reply to this RFI contains confidential information, this reply, along with all of the attachments and supporting documents, will be your confidential submission. You must:

1. Clearly indicate, by either enclosing all confidential information within square brackets or by shading all confidential information contained in this submission; and
2. Clearly mark "CONFIDENTIAL" on every page of the confidential submission, including all attachments.

If you have a submission with confidential information, for the CBSA to be able to use your information, **you must provide a** **non‑confidential version**. It is important that your non‑confidential version is complete, as it will be provided to other parties involved in these investigations if they request it.

Your non‑confidential version may be in the form of:

1. a non-confidential edited version; or
2. a non‑confidential summary version, where the edited version would not contain enough information to convey a reasonable understanding of the information submitted in the confidential version

## Non-confidential Edited Version

An edited version has the confidential information removed, to create a non-confidential version. You must leave enough detail to provide an understanding of the confidential information removed.

In **the Non-Confidential Statement,** which must be attached with your non-confidential version, you must:

 A) explain briefly the nature of the confidential information removed in your
non-confidential version; and

 B) give the reasons why you request that the information be treated confidential, as explained in this part of the RFI.

In the following example, the text indicates the nature of the bracketed [**confidential information**] that has been deleted in the non-confidential version.

The confidential response to a request may be: The selling price of model ABC to our Canadian distributor was US$[**25.99**] per unit.

The non-confidential edited version of this response may be: The selling price of model ABC to our Canadian distributor was US$[ ] per unit. In this example, the nature of the information removed in the non-confidential version relates to “selling price information.” **NOTE: the spacing between the brackets [ ] should reflect the same spacing as in the confidential version.**

As a further example, the following would represent an acceptable non-confidential edited version of an export sales listing. A sample page for a multi‑page listing could look like this:

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| Importer | Date Shipped | Invoice Number | Invoice Date | Quantity | Extended Sales Price | Net Sales Price |
| [ ] | 2011/02/16 | 14064555 | 2011/02/16 | [ ] | [ ] | [ ] |
| [ ] | 2011/03/14 | 14179020 | 2011/03/12 | [ ] | [ ] | [ ] |
| [ ] | 2011/04/14 | 14253018 | 2011/04/16 | [ ] | [ ] | [ ] |
| [ ] | 2011/05/09 | 14474937 | 2011/05/09 | [ ] | [ ] | [ ] |

## Non‑Confidential Summary Version

Where deleting information for a non‑confidential edited version would not leave enough detail to provide an understanding of the confidential information removed, a non‑confidential summary of the deleted information must be included, describing the confidential information that has been removed.

If you intend to provide a non‑confidential summary of an appendix or attachment, the non‑confidential narrative would normally be accompanied by at least one (1) sample page, with the confidential data removed, of the related appendix or attachment.

## Review of Non-Confidential Submission

The non-confidential version of your submission will be reviewed by the CBSA to ensure that it is in sufficient detail to convey a reasonable understanding of the substance of the information submitted in the confidential version.

If CBSA determines that an adequate non-confidential edited version or a non-confidential summary of information designated as confidential has not been provided by the respondent, and the respondent fails to justify why it cannot be provided, does not take corrective action or does not submit a revised version, the CBSA will **NOT** use the confidential information provided by your firm in the proceedings. As a result, the CBSA’s determination will be based on the best information available. It is imperative that companies delete only the minimum information necessary to protect their interests and only what is confidential.

You will find on the next page the Non-Confidential Statement that needs to be completed and attached with your non-confidential edited version or non-confidential version.

**NON-CONFIDENTIAL STATEMENT**

Nature of Information Deleted in the Non-confidential Version and Reasons for Designating Information as Confidential

[Note: this document should be reproduced, completed and signed on the letterhead

of your company or of your counsel.]

#### Section 1 – Answers to the RFI

A)     Explain briefly the nature of the confidential information removed in your non‑confidential version response to the RFI (i.e. name of customers, sales value, sales volume etc.).

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

B)     Reasons why you request that the information be treated confidential

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#### Section 2 – Appendices, Attachments and Supporting Documents

A)     Explain briefly the nature of the confidential information in Appendices, attachments and supporting documents, removed in your non-confidential version response (i.e. sales & costing data, transaction documentation, financial statements etc).

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

B)     Reasons why you request that the information be treated confidential.

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

I,\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

             (Print name)                       (Print Position)                    (Print name of company)

#### Signed:            \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

# PART G –REQUEST FOR INFORMATION CHECKLIST

Must be submitted with your response to the RFI

Please respond to each of the following questions by placing a checkmark in the “yes” or “no” column. **If a response is no**, provide an explanation as to why you have not complied with the instructions.

|  |  |  |  |
| --- | --- | --- | --- |
| **Question 1:** | **Yes** | **No** |  |
| Did you provide a confidential and non-confidential version of your response in accordance with the disclosure instructions in the Request? |  |  | If no, reason: |
| **Question 2:** | **Yes** | **No** |  |
| Did you complete the Non-Confidential Statement for designating information as confidential? |  |  | If no, reason: |
| **Question 3:** | **Yes** | **No** |  |
| Did you bracket or shade the confidential information in the confidential response? |  |  | If no, reason: |
| **Question 4:** | **Yes** | **No** |  |
| Did you place empty brackets or shade area where information was omitted from the non-confidential version? |  |  | If no, reason: |
| **Question 5:** | **Yes** | **No** |  |
| Is your response, submitted by e-mail, CD or DVD, numbered consecutively from start to finish, including appendices and attachments? |  |  | If no, reason: |

# PART H - CERTIFICATE OF VERACITY, ACCURACY AND COMPLETENESS

***Government Official Certification***

[Note: this certificate should be reproduced and signed on your department’s letterhead by a responsible government official who has authority to respond on behalf of your government.]

***I, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, currently employed***

 ***(name and title)***

***by\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, on behalf of the Government of China,***

 ***(government department)***

***certify that***

I have read the attached submission submitted to the CBSA in response to the Request for Information, concerning the subsidy investigation into certain copper tube originating in or exported from the People’s Republic of China, and attest that the information contained in this submission is, to the best of my knowledge, complete and accurate.

Signed:

Date:

Telephone number of signatory:

Fax number of signatory:

E-mail address of signatory:

Address of signatory:

#

# LISTING OF ATTACHMENTS

|  |  |
| --- | --- |
| **Attachment** | **Description** |
| **A** | Income and Price Support (GATT 1994, Article XVI, Annex 1A*)* |
| **B** | Illustrative List of Export Subsidies(Agreement on Subsidies and Countervailing Measures, Annex 1) |
| **C** | List of Exporters **[Confidential Designation and Treatment Requested]** |

# ATTACHMENT A

# Income and Price Support

***(GATT 1994, ARTICLE XVI, SECTION A1)***

**[Excerpt of General Agreement on Tariffs and Trade 1994]**

**Article XVI\***

***Subsidies***

## Section A ‑ Subsidies in General

1. If any contracting party grants or maintains any subsidy, including any form of income or price support, which operates directly or indirectly to increase exports of any product from, or to reduce imports of any product into, its territory, it shall notify the CONTRACTING PARTIES in writing of the extent and nature of the subsidization, of the estimated effect of the subsidization on the quantity of the affected product or products imported into or exported from its territory and of the circumstances making the subsidization necessary. In any case in which it is determined that serious prejudice to the interests of any other contracting party is caused or threatened by any such subsidization, the contracting party granting the subsidy shall, upon request, discuss with the other contracting party or parties concerned, or with the CONTRACTING PARTIES, the possibility of limiting the subsidization.

## Section B ‑ Additional Provisions on Export Subsidies\*

2. The contracting parties recognize that the granting by a contracting party of a subsidy on the export of any product may have harmful effects for other contracting parties, both importing and exporting, may cause undue disturbance to their normal commercial interests, and may hinder the achievement of the objectives of this Agreement.

3. Accordingly, contracting parties should seek to avoid the use of subsidies on the export of primary products. If, however, a contracting party grants directly

or indirectly any form of subsidy which operates to increase the export of any primary product from its territory, such subsidy shall not be applied in a manner which results in that contracting party having more than an equitable share of world export trade in that product, account being taken of the shares of the contracting parties in such trade in the product during a previous representative period, and any special factors which may have affected or may be affecting such trade in the product.\*

4. Further, as from 1 January 1958 or the earliest practicable date thereafter, contracting parties shall cease to grant either directly or indirectly any form of subsidy on the export of any product other than a primary product which subsidy results in the sale of such product for export at a price lower than the comparable price charged for the like product to buyers in the domestic market. Until 31 December 1957 no contracting party shall extend the scope of any such subsidization beyond that existing on 1 January 1955 by the introduction of new, or the extension of existing, subsidies.\*

5. The CONTRACTING PARTIES shall review the operation of the provisions of this Article from time to time with a view to examining its effectiveness, in the light of actual experience, in promoting the objectives of this Agreement and avoiding subsidization seriously prejudicial to the trade or interests of contracting parties.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\* Asterisks mark the portions of the text which should be read in conjunction with notes and supplementary provisions in Annex I to the World Trade Organization Agreement.

# ATTACHMENT B

# Illustrative List of Export Subsidies

***(AGREEMENT ON SUBSIDIES AND***

***COUNTERVAILING MEASURES, ANNEX I)***

**Attachment B**

**[Excerpt of General Agreement on Tariffs and Trade 1994]**

**ANNEX I ‑ ILLUSTRATIVE LIST OF EXPORT SUBSIDIES**

(a) The provision by governments of direct subsidies to a firm or an industry contingent upon export performance.

(b) Currency retention schemes or any similar practices which involve a bonus on exports.

(c) Internal transport and freight charges on export shipments, provided or mandated by governments, on terms more favourable than for domestic shipments.

(d) The provision by governments or their agencies either directly or indirectly through government‑mandated schemes, of imported or domestic products or services for use in the production of exported goods, on terms or conditions more favourable than for provision of like or directly competitive products or services for use in the production of goods for domestic consumption, if (in the case of products) such terms or conditions are more favourable than those commercially available57 on world markets to their exporters.

(e) The full or partial exemption remission, or deferral specifically related to exports, of direct taxes58 or social welfare charges paid or payable by industrial or commercial enterprises59.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

57The term "commercially available" means that the choice between domestic and imported products is unrestricted and depends only on commercial considerations.

58For the purpose of this Agreement:

 The term "direct taxes" shall mean taxes on wages, profits, interests, rents, royalties, and all other forms of income, and taxes on the ownership of real property;

 The term "import charges" shall mean tariffs, duties, and other fiscal charges not elsewhere enumerated in this note that are levied on imports;

 The term "indirect taxes" shall mean sales, excise, turnover, value added, franchise, stamp, transfer, inventory and equipment taxes, border taxes and all taxes other than direct taxes and import charges;

 "Prior‑stage" indirect taxes are those levied on goods or services used directly or indirectly in making the product;

 "Cumulative" indirect taxes are multi‑staged taxes levied where there is no mechanism for subsequent crediting of the tax if the goods or services subject to tax at one stage of production are used in a succeeding stage of production;

 "Remission" of taxes includes the refund or rebate of taxes;

 "Remission or drawback" includes the full or partial exemption or deferral of import charges.

59The Members recognize that deferral need not amount to an export subsidy where, for example, appropriate interest charges are collected. The Members reaffirm the principle that prices for goods in transactions between exporting enterprises and foreign buyers under their or under the same control should for tax purposes be the prices which would be charged between independent enterprises acting at arm's length. Any Member may draw the attention of another Member to administrative or other practices which may contravene this principle and which result in a significant saving of direct taxes in export transactions. In such circumstances the Members shall normally attempt to resolve their differences using the facilities of existing bilateral tax treaties or other specific international mechanisms, without prejudice to the rights and obligations of Members under GATT 1994, including the right of consultation created in the preceding sentence. Paragraph (e) is not intended to limit a Member from taking measures to avoid the double taxation of foreign‑source income earned by its enterprises or the enterprises of another Member.

**Attachment B**

(f) The allowance of special deductions directly related to exports or export performance, over and above those granted in respect to production for domestic consumption, in the calculation of the base on which direct taxes are charged.

(g) The exemption or remission, in respect of the production and distribution of exported products, of indirect taxes58 in excess of those levied in respect of the production and distribution of like products when sold for domestic consumption.

(h) The exemption, remission or deferral of prior‑stage cumulative indirect taxes58 on goods or services used in the production of exported products in excess of the exemption, remission or deferral of like prior‑stage cumulative indirect taxes on goods or services used in the production of like products when sold for domestic consumption; provided, however, that prior‑stage cumulative indirect taxes may be exempted, remitted or deferred on exported products even when not exempted, remitted or deferred on like products when sold for domestic consumption, if the prior‑stage cumulative indirect taxes are levied on inputs that are consumed in the production of the exported product (making normal allowance for waste).60 This item shall be interpreted in accordance with the guidelines on consumption of inputs in the production process contained in Annex II.

(i) The remission or drawback of import charges58 in excess of those levied on imported inputs that are consumed in the production of the exported product (making normal allowance for waste); provided, however, that in particular cases a firm may use a quantity of home market inputs equal to, and having the same quality and characteristics as, the imported inputs as a substitute for them in order to benefit from this provision if the import and the corresponding export operations both occur within a reasonable time

period, not to exceed two years. This item shall be interpreted in accordance with the guidelines on consumption of inputs in the production process contained in Annex II and the guidelines in the determination of substitution drawback systems as export subsidies contained in Annex III.

(j) The provision by governments (or special institutions controlled by governments) of export credit guarantee or insurance programmes, of insurance or guarantee programmes against increases in the cost of exported products or of exchange risk programmes, at premium rates which are inadequate to cover the long‑term operating costs and losses of the programmes.

(k) The grant by governments (or special institutions controlled by and/or acting under the authority of governments) of export credits at rates below those which they actually have to pay for the funds so employed (or would have to pay if they borrowed on international capital markets in order to obtain funds of the same maturity and other credit terms and denominated in the same currency as the export credit), or the payment by them of all or part of the costs incurred by exporters or financial institutions in obtaining credits, in so far as they are used to secure a material advantage in the field of export credit terms.

 Provided, however, that if a Member is a party to an international undertaking on official export credits to which at least twelve original Members to this Agreement are parties as of 1 January 1979 (or a successor undertaking which has been adopted by those original Members), or if in practice a Member applies the interest rates provisions of the relevant undertaking, an export credit practice which is in conformity with those provisions shall not be considered an export subsidy prohibited by this Agreement.

(l) Any other charge on the public account constituting an export subsidy in the sense of Article XVI of GATT 1994.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

60 Paragraph (h) does not apply to value‑added tax systems and border‑tax adjustment in lieu thereof; the problem of the excessive remission of value‑added taxes is exclusively covered by paragraph (g).

# ATTACHMENT C

# LIST OF KNOWN EXPORTERS AND PRODUCERS

# OF COPPER TUBE IN CHINA

(CONFIDENTIAL)

1. Refer to the definition of Government of China found in Part C – Glossary. This definition applies for all references to the term “Government of China” used in this document. [↑](#footnote-ref-1)
2. Refer to the definition of Government of China found in Part C – Glossary. This definition applies to all references to the term Government of China used in this document. [↑](#footnote-ref-2)
3. Refer to the definition of the Government of China in Part C – Glossary [↑](#footnote-ref-3)
4. Refer to the definition of the Government of China in Part C – Glossary [↑](#footnote-ref-4)