

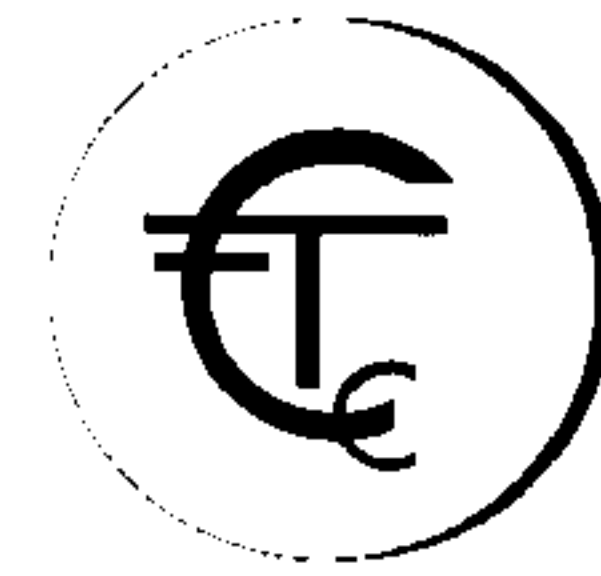


**ΚΥΠΡΙΑΚΗ ΔΗΜΟΚΡΑΤΙΑ
ΥΠΟΥΡΓΕΙΟ ΟΙΚΟΝΟΜΙΚΩΝ**

Φακ.: 4.2.06.14
Τηλ.: 22601662
Φαξ: 22605009

Εγκύκλιος ΕΕ -"ΑΝΤ"(175)

Όλο το τελωνειακό προσωπικό



ΤΜΗΜΑ ΤΕΛΩΝΕΙΩΝ

1440 ΛΕΥΚΩΣΙΑ

17 Μαρτίου 2011

**Επιβολή προσωρινού δασμού αντιντάμπινγκ στις εισαγωγές κεραμικών πλακιδίων,
καταγωγής Λαϊκής Δημοκρατίας της Κίνας
Κανονισμός (ΕΚ) αριθ. 258/2011**

Με τον κανονισμό (ΕΚ) αριθ. 258/2011 της Επιτροπής, ο οποίος δημοσιεύτηκε στην Επίσημη Εφημερίδα της Ευρωπαϊκής Ένωσης L 70 ημερομηνίας 17 Μαρτίου 2011, επιβάλλεται προσωρινός δασμός αντιντάμπινγκ στις εισαγωγές πλακιδίων και πλακών δαπέδου ή επένδυσης από κεραμευτική ύλη, είτε είναι υαλογανωμένα ή σμαλτωμένα είτε όχι και στις εισαγωγές κύβων, ψηφίδων και παρόμοιων ειδών για μωσαϊκά, από κεραμευτική ύλη, έστω και σε υπόθεμα, είτε είναι υαλογανωμένα ή σμαλτωμένα είτε όχι, καταγωγής Λαϊκής Δημοκρατίας της Κίνας. Τα εν λόγω προϊόντα εμπίπτουν, επί του παρόντος, στους κωδικούς ΣΟ 69071000, 69079020, 69079080, 69081000, 69089011, 69089020, 69089031, 69089051, 69089091, 69089093 και 69089099.

Στο άρθρο 1 παράγραφος 2 του κανονισμού φαίνονται οι συντελεστές του δασμού που επιβάλλονται για διάφορες εταιρείες – παραγωγούς και εφαρμόζονται με τη χρήση των πρόσθετων κωδικών. Σύμφωνα με το άρθρο 1 παράγραφος 3, προϋπόθεση για την εφαρμογή των ατομικών συντελεστών είναι η προσκόμιση στις τελωνειακές αρχές έγκυρου εμπορικού τιμολογίου που ικανοποιεί τις απαιτήσεις που ορίζονται στο παράρτημα II του κανονισμού.

Ο κανονισμός αρχίζει να ισχύει από τις 18 Μαρτίου 2011.

— Λόγω σοβαρού λάθους στο ελληνικό κείμενο του κανονισμού, επισυνάπτονται οι κυριότερες σελίδες του αγγλικού κειμένου.

(Ρένα Παπαντωνίου)
για Διευθυντή
Τμήματος Τελωνείων

ΡΠ/

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COMMISSION REGULATION (EU) No 258/2011

of 16 March 2011

imposing a provisional anti-dumping duty on imports of ceramic tiles originating in the People's Republic of China

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union ('the Union'),

Having regard to Council Regulation (EC) No 1225/2009 of 30 November 2009 on protection against dumped imports from countries not members of the European Community ⁽¹⁾ ('the basic Regulation'), and in particular Article 7 thereof,

After consulting the Advisory Committee,

Whereas:

A. PROCEDURE

1. Initiation

- (1) On 19 June 2010, the European Commission ('the Commission') announced, by a notice published in the *Official Journal of the European Union* ⁽²⁾ ('Notice of initiation'), the initiation of an anti-dumping proceeding with regard to imports into the Union of ceramic tiles originating in the People's Republic of China ('China' or 'the country concerned').
- (2) The anti-dumping proceeding was initiated following a complaint lodged by the European Ceramic Tile Manufacturers' Federation (CET) ('the complainants') on behalf of 69 producers representing more than 30 % of the total Union production of ceramic tiles. The complaint contained prima facie evidence of dumping of the said product and of material injury resulting therefrom, which was considered sufficient to justify the initiation of a proceeding.

2. Parties concerned by the proceeding

- (3) The Commission officially advised the complainants, other known Union producers, the known exporting producers in China, the representatives of China, and

known importers and users of the initiation of the proceeding. The Commission also advised producers in the United States ('the USA'), Nigeria, Brazil, Turkey, Indonesia and Thailand, as these countries were envisaged as a possible analogue country. Interested parties were given the opportunity to make their views known in writing and to request a hearing within the time limit set in the notice of initiation. All interested parties who so requested and showed that there were particular reasons why they should be heard were granted a hearing.

- (4) In view of the apparent high number of exporting producers in China, unrelated importers and Union producers, sampling was envisaged in the Notice of initiation for the determination of dumping and injury in accordance with Article 17 of the basic Regulation. In order to enable the Commission to decide whether sampling would be necessary, and if so to select a sample, all known exporting producers in China, importers and Union producers were asked to make themselves known to the Commission and to provide, as specified in the Notice of initiation, basic information on their activities related to the product concerned during the period from 1 April 2009 to 1 March 2010. The authorities of China were also consulted.

2.1. Sampling of Chinese exporting producers

- (5) One hundred and five valid responses were received to the sampling exercise from exporting producers in China, covering 47 % of imports during the investigation period, as defined in recital 24 below. Therefore, the cooperation is considered to be low.
- (6) In accordance with Article 17(1) of the basic Regulation, the Commission selected a sample of exporting producers based on the largest representative volume of exports of the product concerned to the Union which could reasonably be investigated within the time available. The sample selected consisted of three groups, representing 10 individual producers, which accounted for 14,4 % of the total volume of exports from China to the Union and 31,3 % of the total volume of the cooperating exporters during the IP. In accordance with Article 17(2) of the basic Regulation, the parties concerned and the Chinese authorities were consulted on the selection of sample. A number of comments were received in relation to the proposed sample. Comments considered appropriate were taken into account in the selection of the final sample.

⁽¹⁾ OJ L 343, 22.12.2009, p. 51.

⁽²⁾ OJ C 160, 19.6.2010, p. 20.

H. FINAL PROVISION

- (166) The above provisional findings are disclosed to all interested parties which are invited to make their views known in writing and request a hearing. Their comments will be analysed and taken into consideration where warranted before any definitive determinations are made. Furthermore, it should be stated that the findings concerning the imposition of anti-dumping duties made for the purposes of this Regulation are provisional and may have to be reconsidered for the purposes of any definitive findings,

HAS ADOPTED THIS REGULATION:

Article 1

1. A provisional anti-dumping duty is hereby imposed on imports of glazed and unglazed ceramic flags and paving, hearth or wall tiles; glazed and unglazed ceramic mosaic cubes and the like, whether or not on a backing, currently falling within CN codes 6907 10 00, 6907 90 20, 6907 90 80, 6908 10 00, 6908 90 11, 6908 90 20, 6908 90 31, 6908 90 51, 6908 90 91, 6908 90 93 and 6908 90 99, and originating in the People's Republic of China.
2. The rate of the provisional anti-dumping duty applicable to the net, free-at-Union-frontier price, before duty, of the product described in paragraph 1 and manufactured by the companies below shall be:

Company	Duty	TARIC additional code
Guangdong Xinruncheng Ceramics Co. Ltd	35,5 %	B009
Shandong Yadi Ceramics Co. Ltd	36,6 %	B010
Dongguan City Wonderful Ceramics Industrial Park Co. Ltd; Guangdong Jiamei Ceramics Co. Ltd; Qingyuan Gani Ceramics Co. Ltd; Foshan Gani Ceramics Co. Ltd	26,2 %	B011
Companies listed in Annex I	32,3 %	B012
All other companies	73,0 %	B999

3. The application of the individual duty rates specified for the companies mentioned in paragraph 2 shall be conditional upon presentation to the customs authorities of the Member States of a valid commercial invoice, which shall conform to the requirements set out in the Annex II. If no such invoice is presented, the duty applicable to all other companies shall apply.
4. The release for free circulation in the Union of the product referred to in paragraph 1 shall be subject to the provision of a security equivalent to the amount of the provisional duty.
5. Unless otherwise specified, the provisions in force concerning customs duties shall apply.

Article 2

1. Without prejudice to Article 20 of Council Regulation (EC) No 1225/2009, interested parties may request disclosure of the essential facts and considerations on the basis of which this Regulation was adopted, make their views known in writing and apply to be heard orally by the Commission within one month of the date of entry into force of this Regulation.
2. Pursuant to Article 21(4) of Council Regulation (EC) No 1225/2009, the parties concerned may comment on the application of this Regulation within one month of the date of its entry into force.

Article 3

This Regulation shall enter into force on the day following its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 16 March 2011.

For the Commission
The President
José Manuel BARROSO

ANNEX I

Chinese cooperating producers not sampled and not granted Individual Treatment (TARIC additional code B012):

- 1 Dongguan He Mei Ceramics Co. Ltd
- 2 Dongpeng Ceramic (Qingyuan) Co. Ltd
- 3 Eagle Brand Ceramics Industrial (Heyuan) Co. Ltd
- 4 Enping City Huachang Ceramic Co. Ltd
- 5 Enping Huiying Ceramics Industry Co. Ltd
- 6 Enping Yungo Ceramic Co. Ltd
- 7 Foshan Aoling Jinggong Ceramics Co. Ltd
- 8 Foshan ASGF Ceramics Co. Ltd
- 9 Foshan Bailifeng Building Materials Co. Ltd
- 10 Foshan Boli Import & Export Co. Ltd
- 11 Foshan Bragi Ceramic Co. Ltd
- 12 Foshan City Fangyuan Ceramic Co. Ltd
- 13 Foshan Dunhuang Building Materials Co. Ltd
- 14 Foshan Eminent Industry Development Co. Ltd
- 15 Foshan Everlasting Enterprise Co. Ltd
- 16 Foshan Gaoming Shuncheng Ceramic Co. Ltd
- 17 Foshan Gaoming Yaju Ceramics Co. Ltd
- 18 Foshan Guanzhu Ceramics Co. Ltd
- 19 Foshan Huashengchang Ceramic Co. Ltd
- 20 Foshan Huitao Economic & Trading Co. Ltd
- 21 Foshan Jiajun Ceramics Co. Ltd
- 22 Foshan Mingzhao Technology Development Co. Ltd
- 23 Foshan Nanhai Jingye Ceramics Co. Ltd
- 24 Foshan Nanhai Shengdige Decoration Material Co. Ltd
- 25 Foshan Nanhai Xiaotang Jinzun Border Factory Co. Ltd
- 26 Foshan Nanhai Yonghong Ceramic Co. Ltd
- 27 Foshan Oceanland Ceramics Co. Ltd
- 28 Foshan Oceano Ceramics Co. Ltd
- 29 Foshan Sanshui Hongyuan Ceramics Enterprise Co. Ltd

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- 30 Foshan Sanshui Huiwanjia Ceramics Co. Ltd
 - 31 Foshan Sanshui New Pearl Construction Ceramics Industrial Co. Ltd
 - 32 Foshan Sheng Tao Fang Ceramics Co. Ltd
 - 33 Foshan Shiwan Eagle Brand Ceramic Group Co. Ltd
 - 34 Foshan Shiwan Yulong Ceramics Co. Ltd
 - 35 Foshan Summit Ceramics Co. Ltd
 - 36 Foshan Tidiy Ceramics Co. Ltd
 - 37 Foshan VIGORBOOM Ceramic Co. Ltd
 - 38 Foshan Xingtai Ceramics Co. Ltd
 - 39 Foshan Yueyang Alumina Products Co. Ltd
 - 40 Foshan Zhuyangyang Ceramics Co. Ltd
 - 41 Fujian Fuzhou Zhongxin Ceramics Co. Ltd
 - 42 Fujian Jinjiang Lianxing Building Material Co. Ltd
 - 43 Fujian Mingqing Jiali Ceramics Co. Ltd
 - 44 Fujian Mingqing Ruimei Ceramics Co. Ltd
 - 45 Fujian Mingqing Shuangxing Ceramics Co. Ltd
 - 46 Gaoyao Yushan Ceramics Industry Co. Ltd
 - 47 Guangdong Bode Fine Building Materials Co. Ltd
 - 48 Guangdong Foshan Redpearl Building Material Co. Ltd
 - 49 Guangdong Gold Medal Ceramics Co. Ltd
 - 50 Guangdong Grifine Ceramics Co. Ltd
 - 51 Guangdong Homeway Ceramics Industry Co. Ltd
 - 52 Guangdong Huiya Ceramics Co. Ltd
 - 53 Guangdong Juimsi Ceramics Co. Ltd
 - 54 Guangdong Kaiping Tile's Building Materials Co. Ltd
 - 55 Guangdong Kingdom Ceramics Co. Ltd
 - 56 Guangdong Kito Ceramics Co. Ltd
 - 57 Guangdong Monalisa Ceramics Co. Ltd
 - 58 Guangdong New Zhong Yuan Ceramics Co. Ltd Shunde Yuezhong Branch
 - 59 Guangdong Ouyai Ceramic Factory Co. Ltd
 - 60 Guangdong Overland Ceramics Co. Ltd
 - 61 Guangdong Qianghui (QHTC) Ceramics Co. Ltd

- 62 Guangdong Sihui Kedi Ceramics Co. Ltd
- 63 Guangdong Summit Ceramics Co. Ltd
- 64 Guangdong Tianbi Ceramics Co. Ltd
- 65 Guangdong Winto Ceramics Co. Ltd
- 66 Guangdong Xinghui Ceramics Group Co. Ltd
- 67 Guangning County Oudian Art Ceramic Co. Ltd
- 68 Guangzhou Cowin Ceramics Co. Ltd
- 69 Hangzhou Nabel Ceramics Co. Ltd
- 70 Hangzhou Nabel Group Co. Ltd
- 71 Hangzhou Venice Ceramics Co. Ltd
- 72 Heyuan Wanfeng Ceramics Co. Ltd
- 73 Hitom Ceramics Co. Ltd
- 74 Heyuan Becarry Ceramics Co. Ltd
- 75 Huiyang Kingtile Ceramics Co. Ltd
- 76 Jiangxi Ouya Ceramics Co. Ltd
- 77 Jingdezhen Kito Ceramics Co. Ltd
- 78 Jingdezhen Lehua Ceramic Sanitary Ware Co. Ltd
- 79 Jingdezhen Tidiy Ceramics Co. Ltd
- 80 Kim Hin Ceramics (Shanghai) Co. Ltd
- 81 Lixian Xinpeng Ceramic Co. Ltd
- 82 Louis Valentino Ceramic Co. Ltd
- 83 Louverenike (Foshan) Ceramics Co. Ltd
- 84 Nabel Ceramics Co. Ltd
- 85 Ordos Xinghui Ceramics Co. Ltd
- 86 Qingdao Diya Ceramics Co. Ltd
- 87 Qingyuan Guanxingwang Ceramics Co. Ltd
- 88 Qingyuan Oudian Art Ceramic Co. Ltd
- 89 Qingyuan Ouya Ceramics Co. Ltd
- 90 RAK (Gaoyao) Ceramics Co. Ltd
- 91 Shandong ASA Ceramic Co. Ltd
- 92 Shandong Dongpeng Ceramic Co. Ltd
- 93 Shandong Jialiya Ceramic Co. Ltd

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- 94 Shanghai Cimic Tile Co. Ltd
- 95 Shaoguan City Lehua Ceramic Sanitary Ware Co. Ltd
- 96 Shunde Area Foshan Lehua Ceramic Sanitary Ware Co. Ltd
- 97 Sinyih Ceramic (China) Co. Ltd
- 98 Sinyih Ceramics (Penglai) Co. Ltd
- 99 Southern building materials and Sanitary Co. Ltd of Qingyuan
- 100 Tangshan Huida Ceramic group Co. Ltd
- 101 Tangshan Huida Ceramic Group Huiquin Co. Ltd
- 102 Tegaote Ceramics Co. Ltd
- 103 Tianjin (TEDA) Honghui Industry & Trade Co. Ltd
- 104 Topbro Ceramics Co. Ltd
- 105 Xingning Christ Craftworks Co. Ltd
- 106 Zhao Qing City Shenghui Ceramics Co. Ltd
- 107 Zhaoqing Jin Ouya Ceramics Co. Ltd
- 108 Zhaoqing Lehua Ceramic Sanitary Ware Co. Ltd
- 109 ZhaoQing Zhongcheng Ceramics Co. Ltd
- 110 Zibo Hualiansheng Ceramics Co. Ltd
- 111 Zibo Huaruino Ceramics Co. Ltd
- 112 Zibo Tongyi Ceramics Co. Ltd
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A declaration signed by an official of the entity issuing the commercial invoice, in the following format, must appear on the valid commercial invoice referred to in Article 1(3):

- I, the undersigned, certify that the (volume) of ceramic tiles sold for export to the European Union covered by this invoice was manufactured by (company name and registered seat) (TARIC additional code) in (country concerned). I declare that the information provided in this invoice is complete and correct.
