

"Government Courier" newspaper of the Cabinet of Ministers of Ukraine

April 17, 2024

NOTIFICATION
on the initiation and conducting of an anti-dumping investigation regarding the import into
Ukraine of radiators for heating originating from the Republic of Türkiye and
the People's Republic of China

In accordance with the Law of Ukraine "On the Protection of National Product Producers from Dumping Imports" (*hereinafter - the Law*), the Interdepartmental Commission on International Trade (*hereinafter - the Commission*) considered:

the complaint of the limited liability company "SAN TECH RAY" and the limited liability company "YUTERM UKRAINE" (*hereinafter - the Applicant*) about the initiation and conduct of an anti-dumping investigation regarding the import into Ukraine of heating radiators originating from the Republic of Türkiye and the People's Republic of China (*hereinafter - the complaint*) ;

report and conclusions of the Ministry of Economy of Ukraine (*hereinafter referred to as the Ministry of Economy*) on the results of the anti-dumping procedure regarding the import into Ukraine of heating radiators originating from the Republic of Türkiye and the People's Republic of China.

Based on the results of the review, the Commission established:

the complaint contains sufficient substantiated evidence, on the basis of which it can be assumed that it was submitted by the relevant national product manufacturer;

the complaint provides sufficient substantiated evidence, on the basis of which it can be assumed that the import into Ukraine of radiators for heating originating from the Republic of Türkiye and the People's Republic of China could be carried out at dumped prices, while the level of the dumping margin cannot be considered minimal, and the volumes of imports are insignificant in understanding of the Law;

the complaint provides sufficient substantiated evidence that heating radiators originating from the Republic of Türkiye and the People's Republic of China were imported into Ukraine in such volumes and under such conditions that may cause damage to the national producer.

In particular, according to the complaint materials, for the research **period (2020 - the first half of 2023):**

the volume of dumped imports into Ukraine of radiators for heating originating from the Republic of Türkiye and the People's Republic of China has increased relative to the consumption and production of similar goods in Ukraine;

the prices of dumped imports hindered the increase in prices of the Applicant's goods, which would have taken place in the absence of dumped imports;

the analysis of the dynamics of the main indicators of the applicant's financial and economic activity showed the deterioration of a number of indicators, namely: production volumes, production capacities and their level of use, sales volumes on the domestic market of Ukraine, financial results

and profitability of the sale of goods on the domestic market of Ukraine, the number of personnel, investments .

In connection with the above and in accordance with Article 12 of the Law, the Commission adopted a decision dated 12.04.2024 No.: АД-561/2024/441-01 "On the initiation and conducting of an anti-dumping investigation regarding the import into Ukraine of heating radiators originating from the Republic of Türkiye and the People's Republic of China of the Republic", according to which it initiated an anti-dumping investigation regarding the import of goods to Ukraine with the following description:

radiators for heating (steel, aluminum, bimetallic), classified under the codes ex7322 19 00 00, ex7615 20 00 00, ex7616 99 10 00, ex7616 99 90 00 according to the Ukrainian classification of goods of foreign economic activity (UKT ZED).

The mark "**ex**" next to the classification code means that the investigation is carried out in relation to the goods described in the decision.

The countries of origin of the goods described above are the Republic of Türkiye and the People's Republic of China.

The Ministry of Economy is entrusted with conducting an anti-dumping investigation.

If the investigation concerns the interests of individuals or legal entities, such persons have the right to send the Ministry of Economy information that may be useful for the purposes of the investigation.

The information submitted to the Ministry of Economy should be based on facts, and not on unspoken statements or assumptions. At the same time, the information is taken into account by the Ministry of Economy if it is submitted in the official language of Ukraine and within the terms established by the Law, the Commission or the Ministry of Economy.

Within 30 days from the date of publication of this notice, the Ministry of Economy registers the interested parties of the investigation and considers the requirements for holding hearings. In the request for registration, the interested party of the investigation must indicate the name, legal address, telephone number, e-mail address of the organization, type of activity (manufacturer, importer, exporter, etc.), surname, first name and patronymic of the contact person. The recommended form of request for registration by an interested party of the investigation is set out in the appendix to this notice.

Within 60 days from the date of publication of this notice, the Ministry of Economy considers written comments and information regarding the initiation of an investigation. The information must be provided in Ukrainian or the original language and accompanied by a translation into Ukrainian.

If the information is of a confidential nature, it is necessary to prepare and send its confidential and non-confidential versions to the Ministry of Economy.

In the course of an anti-dumping investigation, the Ministry of Economy, in accordance with the Law, may limit itself to a moderate number of parties, types of goods or transactions, applying selective anti-dumping investigation methods.

The decision of the Commission dated April 12, 2024 No. AD-561/2024/441-01 shall enter into force from the date of publication of this notice.

Contact information: tel. (068) 494-16-05; e-mail: tradedefence@me.gov.ua.

Address for official registration of documents: the Ministry of Economy of Ukraine: str. M. Hrushevskyi, 12/2, Kyiv, 01008. E-mail: meconomy@me.gov.ua.

Information on incoming correspondence: tel. (044) 200-47-53.

Interdepartmental Commission on International Trade

Appendix

Request form for the registration of an interested party of the investigation

{ on the official letterhead of the company/organization }

In accordance with the twelfth part of Article 12 of the Law of Ukraine "On the Protection of the National Product Producer from Dumping Imports", we ask that the interested party of the anti-dumping investigation regarding the import into Ukraine of heating radiators originating from the Republic of Türkiye and the People's Republic of China (company/organization) be registered on the basis of the following:

I. Information about the interested party:

Full and abbreviated company names:

The status of the company within the framework of the investigation {importer, exporter, manufacturer, consumer, their association, other (specify)}:

The main type of activity:

Information about the contact person:

Information about the legal representative (if available):

Postal address for receiving correspondence within the framework of the investigation:

Email address for receiving correspondence within the framework of the investigation:

II. Information about the company's activities

{ it is necessary to provide data on the product that is the object of the investigation, relating to the company according to the type of activity, for the calendar year immediately preceding the initiation of the investigation }

The total volume of production of the product that is the object of the investigation, in quantitative (tons, units) and value indicators (US dollars):

Production volume (tons, pcs.) (in terms of UCT codes of the ZED or main types of goods):

The total volume of the purchase of the product that is the object of the investigation, in terms of quantity (tons, units) and value (US dollars):

The main suppliers of the product with an indication of their volumes, cost of supply and the supplier's share in the total supply of the product that is the object of the investigation:

The total volume of sales of the product under investigation in terms of quantity (tons, units) and value (USD):

Sales volume (tons, pcs.) (in terms of codes of UCT ZED or main types of goods):

The main buyers of the goods with an indication of their volumes, sales value and the buyer's share in the total sale of the goods that are the object of the investigation:

{ under the signature of the head of the enterprise or an authorized person }

{ if there are reasonable grounds for applying confidential treatment to the information, it must be clearly indicated and in such a case two versions of the request must be prepared: confidential and non-confidential }.