



Trade Remedies
Authority

Final Recommendation

Case NE0048

**New Exporter Review
of anti-dumping duties
on imports of ceramic tableware
originating in the People's Republic of China**

Contents

SECTION A: Introduction.....	3
SECTION B: The goods subject to review	5
SECTION C: New exporter requirements	6
SECTION D: Findings and Final recommendation	8
Annex 1: Anti-dumping duties to be applied on the goods subject to review, as recommended in this NER.....	9
Annex 2: Anti-dumping duties imposed by Taxation Notice 2020/30.....	9
Annex 3: Interested parties and contributors.....	9

SECTION A: Introduction

1. Under regulation 71(1) of The Trade Remedies (Dumping and Subsidisation) (EU Exit) Regulations 2019 (the Regulations), the Trade Remedies Authority (TRA) may conduct a New Exporter Review (NER) to consider whether the application of an anti-dumping amount or a countervailing amount to goods should be varied in the case of a new exporter.
2. The goods subject to review are ceramic tableware originating in the People's Republic of China (PRC).
3. In accordance with regulation 71(2) of the Regulations, as read with regulation 94B(2)(a), a new exporter is "an overseas exporter that did not export the goods subject to review into the EU during the period of investigation in respect of which the application of the relevant anti-dumping amount or countervailing amount is based."
4. The EU imposed anti-dumping duties under [Council Implementing Regulation \(Eu\) No 412/2013](#) on 13 May 2013.
5. On 12 July 2019, following an expiry review, the EU maintained the anti-dumping duties in accordance with [Commission Implementing Regulation \(EU\) 2019/1198](#).
6. On 31 December 2020, the UK transitioned the above EU duties into UK law. This is set out in [Notice of Determination 2020/30](#) and [Taxation Notice 2020/30](#).
7. On 8 November 2023, the TRA received an application for a NER ([the Application](#)) from an overseas exporter: Linyi Hongshun Porcelain Co., Ltd (the Applicant). The Applicant applied for a variation of the amount of anti-dumping duty applied to its imports, which in accordance with regulation 71(4) of the Regulations, as read with regulation 94B(2)(b), would be to the non-sampled cooperating rate, thereby reducing the anti-dumping duty applied to the Applicant's imports from 36.1% to 17.9%.
8. On 20 December 2023, the TRA accepted the Application and initiated a NER under regulation 67(3) of the Regulations to consider whether the anti-dumping amount should be varied in the case of the Applicant. The [Notice of Initiation](#) (NOI) was published on 20 December 2023.
9. On 5 June 2024, the TRA published a [verification report](#) which documents the work we have completed, the checks carried out and conclusions we have reached about the reliability of information provided by the Application.
10. For further guidance and information regarding new exporter reviews, please see our [public guidance](#).

A1 About this review

11. This review concerns a request from the Applicant to be considered as a new exporter and for the non-sampled cooperating rate to be applied to the goods subject to review, in accordance with regulations 71(4) and 94B(2) of the Regulations.

12. The period of investigation (POI) for this review is 1 January 2011 to 31 December 2011.

13. The Applicant for the review is:

- Linyi Hongshun Porcelain Co., Ltd
Xishan Industrial Zone,
Luozhuang District, Linyi City,
Shandong province, China

A2 Interested parties and contributors

14. No parties other than the Applicant registered to participate in the review.

15. Relevant non-confidential submissions made to this review are available on the [public file](#), and are listed in [Annex 3](#).

SECTION B: The goods subject to review

16. 'Goods subject to review' are defined in regulation 2 of the Regulations as 'the goods described in the notice of initiation of a review under paragraph 1 of Schedule 3'.

17. The goods subject to review in this NER are defined in the NOI as:

“Ceramic tableware and kitchenware, excluding ceramic condiment or spice mills and their ceramic grinding parts, ceramic coffee mills, ceramic knife sharpeners, ceramic sharpeners, ceramic kitchen tools to be used for cutting, grinding, grating, slicing, scraping and peeling, and cordierite ceramic pizza-stones of a kind used for baking pizza or bread.”

18. The goods subject to review are subject to the following commodity codes:

69 11 10 00 90
69 12 00 21 11
69 12 00 21 91
69 12 00 23 10
69 12 00 25 10
69 12 00 29 10

SECTION C: New exporter requirements

19. The TRA considered whether the Applicant met the following criteria for new exporters, as set out in regulation 71(2) and (3) of the Regulations (as read with regulation 94B(2) of the Regulations), namely that it:

- did not export the goods subject to review to the EU during the EU's POI (1 January 2011 to 31 December 2011) (EU POI) on which the current measure is based;
- is not related to an overseas exporter who is subject to the current measure and who exported the goods subject to review to the EU during the POI on which the current measure is based; and
- is exporting the goods subject to review to the UK or has a contractual obligation to export a significant quantity to the UK.

C1 Export activities to the EU

20. To be considered a new exporter, the Applicant must not have exported the goods subject to review to the EU during the EU POI, on which the current measure is based. The EU POI of the investigation following which the anti-dumping amount was implemented is 1 January 2011 to 31 December 2011.

21. The TRA has considered whether the Applicant exported into the EU during the EU POI.

22. During the assessment stage, the TRA analysed the Applicant's sales during the EU POI and reconciled those sales to the financial statements and various sales and logistics data and evidence, from various sources throughout the transaction chains.

23. Information about the work done is explained in the published [verification report](#).

24. The TRA asked for the destination of all the goods sold during the EU POI to be included in the sales listing and found that no sales in the EU POI were exported to an EU country.

25. The TRA is satisfied that the Applicant did not export the goods subject to review to the EU during the EU POI on which the current measure is based.

C2 Relation to other overseas exporters

26. To be considered a new exporter, the Applicant must not be related to any overseas exporter that is subject to the anti-dumping measure and who exported the goods subject to review to the EU during the EU POI.
27. Details of the Applicant's share ownership were provided by the Applicant. These were reviewed by the TRA. The TRA researched the names of the Applicant's shareholders through online searches and there was no evidence found of any relationship with an existing company subject to the measure. In addition, the TRA received written and signed statements from each of the shareholders, stating that they have no other shareholding in another PRC based manufacturer of the goods under review.
28. The TRA is satisfied that the Applicant is not related to any company that is subject to the current measure and that exported the goods subject to review to the EU during the EU POI, on which the current measure is based.

C3 Export activities to the UK

29. To be considered a new exporter, the Applicant must be exporting the goods subject to review or have a contractual obligation to export a significant quantity of the goods subject to review, to the UK.
30. The Applicant provided evidence of a contractual obligation to export the goods subject to review to the UK.
31. The Applicant also provided evidence of having begun exporting the goods subject to review to the UK after the initiation of this review.
32. The Applicant also provided evidence of exporting significant quantities of the goods subject to review to the UK by providing commercial invoices and packing lists produced by an agent and issued to a UK importer, and a matching Forwarder's Certificate Receipt (FCR) issued by a third-party global logistics and shipping company.
33. The TRA considers the sales to be commercially significant shipments and not "sample sales".
34. The TRA is satisfied that the Applicant has a contractual obligation to export a significant quantity of the goods subject to review to the United Kingdom.

SECTION D: Findings and Final recommendation

D1 Findings

35. The TRA considers that the Applicant:

- did not export the goods subject to review to the EU during the EU POI on which the current measure is based;
- is not related to an overseas exporter who is subject to the current measure and who exported the goods subject to review to the EU during the POI on which the current measure is based; and
- is exporting the goods subject to review to the UK.
- has therefore met the criteria to be considered a new exporter, as set out in regulation 71(2) and (3) of the Regulations (as read with regulation 94B(2) of the Regulations).

D2 Final recommendation

36. The TRA's recommendation to the Secretary of State is:

- that the Applicant is a new exporter; and
- that the non-sampled, co-operating overseas exporter anti-dumping amount of 17.9% (as detailed in [Annex 2](#)) should be applied to the Applicant's goods and backdated to the initiation of the review on 20 December 2023.

37. [Annex 1](#) specifies the duties to be maintained and applied to the Applicant's exports of the goods subject to review.

Annex 1: Anti-dumping duties to be applied on the goods subject to review, as recommended in this NER

Country	Company	Anti-dumping duty rate (%)	UKGT additional code
The People's Republic of China	Linyi Hongshun Porcelain Co, Ltd	17.9%	8A27

Annex 2: Anti-dumping duties imposed by [Taxation Notice 2020/30](#)

Company	Anti-dumping duty rate (%)	UKGT additional code
Guangxi Sanhuan Enterprise Group Holding Co., Ltd	13.1%	B350
Hunan Hualian China Industry Co., Ltd	18.3%	B349
Hunan Hualian Ebillion Industry Co., Ltd	18.3%	B349
Hunan Hualian Yuxiang China Industry Co., Ltd	18.3%	B349
Hunan Liling Hongguanyao China Industry Co., Ltd	18.3%	B349
Overseas exporters specified in Annex 1 of the Taxation Notice 2020/30	17.6%	(see Taxation Notice 2020/30)
Overseas exporters specified in Annex 2 of the Taxation Notice 2020/30 (non-sampled, co-operating overseas exporters)	17.9%	(see Taxation Notice 2020/30)
All other overseas exporters (residual amount)	36.1%	B999

Annex 3: Interested parties and contributors

Party type	Company	Submission(s)
Overseas exporter	Linyi Hongshun Porcelain Co, Ltd (the Applicant)	Application