



Pre-Sampling Questionnaire (Overseas Producer and/or Exporter)

Anti-Dumping Investigation

Case AD0049: Suspension Poly(vinyl chloride) originating in the United States of America (US)

Period of Investigation:	01 January 2023 – 31 December 2023
Injury Period:	01 January 2020 – 31 December 2023
Deadline for response:	23 January 2024
Case Team Contact:	AD0049@traderemedies.gov.uk
Completed on behalf of:	Oxy Vinyls, LP

Indicate the **confidentiality** status of this document by placing an X in the relevant box below and in the header. We strongly recommend this questionnaire is completed on the computer, so this step is easy to complete.

- Confidential
 Non-confidential – will be made publicly available

Please note that you will have to provide **two copies of your response** – a **confidential** and a **non-confidential version**. Both copies must be returned to the TRA using the Trade Remedies Service (www.trade-remedies.service.gov.uk) by **23 January 2024**.



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The scope of this investigation

Goods concerned

This investigation covers Suspension Poly(vinyl chloride) (S-PVC) exported from the United States of America (US) to the United Kingdom (UK), described as:

“Suspension Poly(vinyl chloride) (S-PVC), not mixed with any other substance”

These goods are currently classifiable within the following commodity code:

- 39041000 15
- 39041000 80

This commodity code is only given for information.

In this pre-sampling questionnaire, these goods will be referred to as ‘the goods concerned’. Any reference to ‘goods concerned’ in this pre-sampling questionnaire refers to the goods description above, regardless of the commodity code under which they are exported.

Like goods

In addition to seeking information about your company’s export sales to the UK (if applicable) of the goods concerned, this pre-sampling questionnaire will also ask about your sales of like goods in your domestic market and to third countries (if applicable).

Any reference to ‘**like goods**’ in this questionnaire refers to goods which are like the goods concerned in all respects, or with characteristics closely resembling them.

Please follow the instructions for each question to provide the appropriate information regarding the goods concerned or like goods.

For more information about this case, you may refer to the Notice of Initiation published at: <https://www.trade-remedies.service.gov.uk/public/case/AD0049/>.



Instructions

The Trade Remedies Authority (TRA) is responsible for investigating the allegation that:

S-PVC from the US is being exported to the UK at prices less than its normal value and that this dumping (export price at less than normal value) is causing injury to the UK industry for these goods.

Who should complete this form

You should complete this form if you are **an overseas producer and/or exporter** of the goods concerned.

Why you are being asked to complete this pre-sampling questionnaire

You have identified yourself as an overseas producer and/or exporter of the goods concerned. We are therefore seeking your cooperation in the investigation.

This pre-sampling questionnaire allows us to collect basic information and data about your company. If a large number of overseas producers and/or exporters of the goods concerned from the US complete this pre-sampling questionnaire, we will use the information each provides to help us decide which companies we want to sample for further investigation. If you are sampled, we will send you a more detailed questionnaire to complete.

By submitting a completed detailed questionnaire response, exporters might become eligible for an individual anti-dumping amount, if we are recommending that measures apply following this investigation. Please refer to [Section C](#) for more information on individual anti-dumping amounts.

If you do not complete this pre-sampling questionnaire or the detailed questionnaire, you could be found to be non-cooperating. For more details on how this may affect you, please consult our [operational guidance on non-cooperation](#).

Deadline for response

A completed pre-sampling questionnaire must be submitted to the TRA by no later than 23 January 2024. If you are unable to provide a completed submission by the given due date and you wish to request an extension, please contact **David Sibley**, AD0049@traderemedies.gov.uk. (We may grant extensions to deadlines on a case-by-case basis with a commitment to ensuring fairness to all parties.)



Note about confidentiality

You will need to submit a confidential and a non-confidential version of your pre-sampling questionnaire by the due date.

Please ensure that each page of information you provide is clearly marked either “Confidential” or “Non-confidential” in the header.

It is your responsibility to ensure that the non-confidential version does not contain any confidential information, which includes personal contact information, names and signatures.

Please see the TRA’s [public guidance](#) for further information on what can be considered confidential and how to prepare a non-confidential version of this questionnaire.

All information provided to the TRA in confidence will be treated accordingly and only used for this investigation (except in limited circumstance as permitted by regulation 46 of the Trade Remedies (Dumping and Subsidisation) (EU Exit) Regulations 2019) and will be stored in protected systems.

The non-confidential version of your submission will be placed on the public file, which is available on www.trade-remedies.service.gov.uk/public/cases. **<case team to update link to the specific public file for the relevant case>**



Section A – Activities of your company and any associated parties

A1 – Your company’s activities

To determine your company’s role for the purpose of this investigation, please select the activity/activities of your company below. For a definition of goods concerned / like goods please refer to above section [‘the scope of this investigation’](#).

- overseas producer of the like goods (who does not export directly)
- overseas exporter of the goods concerned (who does not produce)
- overseas producer and exporter of the goods concerned
- other (please give details below)

If you have selected ‘other’, please describe the role of your company with regards to the goods concerned or the like goods:

N/A

Please describe your interest in this investigation:

Oxy Vinyls is interested in this investigation due to sales made to unrelated traders with an ultimate destination of the UK.



A2 – Associated parties and operational links

Please give details of all associated parties involved with the company in the production and sales (export and/or domestic) of the goods concerned or like goods during the POI. Both natural persons (individuals) and legal persons (e.g. companies) are considered to be associated where they meet the definition of 'Related Persons' in [regulation 128 of the Customs \(Import Duty\) \(EU Exit\) Regulations 2018](#).

Examples of activities could include manufacturing, exporting, purchasing, warehousing, sales (domestic), sales (export), further processing of the goods concerned or like goods.

	Company name	Company location (city, country)	Activities	Relationship
Associated party 1	Occidental Petroleum Corporation (OPC)	Houston, TX, USA	[Redacted – commercially sensitive information]	Indirect parent of Oxy Vinyl, LP
Other associated parties	[Redacted – commercially sensitive information]	[Redacted – commercially sensitive information]	[Redacted – commercially sensitive information]	[Redacted – commercially sensitive information]

+ Add additional rows as required

A3 – Non-associated parties and operational links

Please give details of all non-associated parties involved with the company in the production and sales (export and/or domestic) of the goods concerned or like goods during the POI.

Examples of activities could include manufacturing, exporting, purchasing, warehousing, sales (domestic), sales (export), further processing of the goods concerned or like goods.

	Company name	Company location (city, country)	Activities	Relationship
Non-associated parties	[Redacted – commercially sensitive information]	[Redacted – commercially sensitive information]	[Redacted – commercially sensitive information]	[Redacted – commercially sensitive information]

+ Add additional rows as required



Section B – Production and sales volumes

B1 – Production

Please fill in your company's total production volume and capacity for the goods concerned and like goods in the table below (if applicable).

	Volume (mT)
Overall production of the goods concerned and like goods during the POI (01 January – 31 December 2023)	[900,000 - 1,076,000]
Total production capacity of the goods concerned and like goods during the POI (01 January – 31 December 2023)	[1,230,000 - 1,490,000]



B2 – Sales volume and value

Please explain your sales models for both the US domestic and export markets e.g. contract terms/restrictions, sales to traders etc.

[Redacted – commercially sensitive information]

Please provide the total sales volumes and sales price values in the appropriate table below.

If you are an overseas producer who does not export directly, fill in Table A.

If you are an exporter who does not produce, fill in Table B

If you are an overseas producer who exports directly, fill in Table C.

TABLE A – Overseas producer (who does not export directly)

	Volume (mT)	Value (USD)
Total US domestic sales of like goods during the POI manufactured by your company (01 January – 31 December 2023)	[480,000 - 585,000]	[435,000,000 - 530,000,000]
Total US domestic sales of like goods during the POI not manufactured by your company (01 January – 31 December 2023)	0	0
Total sales to traders/exporters for export (to the UK and the rest of the world) during the POI (01 January – 31 December 2023)	[370,000 - 452,000]	[245,000,000 - 299,000,000]
Total sales to traders/exporters for export to the UK only (if known) during the POI (01 January – 31 December 2023)	[5,800 - 7,053]	[3,900,000 – 4,667,000]



TABLE B – Exporter (who does not produce)

	Volume (mT)	Value (USD)
Total export sales of the goods concerned to the UK during the POI (01 January – 31 December 2023)	N/A	N/A
Total export sales of the like goods to the rest of the world (excluding UK) during the POI (01 January – 31 December 2023)	N/A	N/A
Total US domestic sales of like goods during the POI (01 January – 31 December 2023)	N/A	N/A
Total purchases of the like goods and/or goods concerned from US producers during the POI (01 January – 31 December 2023)	N/A	N/A
Total purchases of like goods from non-US producers during the POI (01 January – 31 December 2023)	N/A	N/A
Total opening stock for the POI (01 January – 31 December 2023)	N/A	N/A
Total closing stock for the POI (01 January – 31 December 2023)	N/A	N/A



TABLE C – Overseas producer (who exports directly)

	Volume (mT)	Value (USD)
Total export sales of the goods concerned to the UK during the POI manufactured by your company (01 January – 31 December 2023)	N/A	N/A
Total export sales of the goods concerned to the UK during the POI not manufactured by your company (01 January – 31 December 2023)	N/A	N/A
Total domestic sales of like goods during the POI manufactured by your company (01 January – 31 December 2023)	N/A	N/A
Total domestic sales of like goods during the POI not manufactured by your company (01 January – 31 December 2023)	N/A	N/A
Total sales to traders/exporters for export (to the UK and rest of world) in the POI (01 January – 31 December 2023)	N/A	N/A
Total sales to traders/exporters for export to the UK only (if known) in the POI (01 January – 31 December 2023)	N/A	N/A



B3 – Commodity codes

Please provide details of the commodity code(s) you export the goods concerned to the UK under in the box below (if applicable):

N/A as Oxy Vinyls does not export the product under consideration itself. It is the traders that take care of the export formalities.

Section C – Individual anti-dumping amount

If the TRA decides to sample overseas producers and/or exporters, and you are **not** selected for this sample, exporters might become eligible for an individual anti-dumping amount if you complete a detailed questionnaire. Please indicate whether you would complete this questionnaire below:

- Yes
 No

If you do **not** choose to complete a detailed questionnaire, you will not be eligible for an individual anti-dumping amount. Your anti-dumping amount will be determined based on the amounts imposed on the overseas exporters in the sample.

Please note:

If we recommend that a trade remedy measure applies following this investigation and you have requested an individual anti-dumping amount, please note that you will be required to supply the necessary information within the given timeframe for us to calculate this for you.

The TRA must accept an overseas exporter's request for an individual anti-dumping amount and calculate an individual amount, providing that:

- the information required is complete and submitted on time; and
- the number of requests for individual calculations does not unduly burden the investigation and risk delaying its conclusion.



Section D – Additional information

D1 – Other interested parties

If you believe there are other interested parties that should receive a questionnaire, please provide their organisation name and website details below.

Organisation name	Website
N/A	

D2 – Scope

Do you agree with the scope of the investigation as outlined on page 3?

- Yes
 No

If you have answered no to the above question, please can you explain why?

N/A



D3 – Product Control Numbers

The TRA uses Product Control Numbers (PCNs) to define and distinguish the different types of products that fall under the goods description above.

PCNs, which usually come in the form of an **alphanumeric code**, help to create a categorisation system so that comparisons can be made between goods produced in the domestic UK market and those produced in foreign markets.

However, we are proposing a single numeric code following industry feedback that there is little variation between the different types of S-PVC on the world market (including cost to make and actual sales prices). We have created a draft PCN table and enclose this here for you now.

Description	PCN Descriptor
Suspension PVC, not mixed with any other substance	1

Please review the draft PCN structure for this investigation shown in the table above. Please include any comments on the PCN structure in the box provided.

There are many different grades of PVC produced in the US, which carry different prices. Differences in grades do not only result in different prices, but also different chemical and physical characteristics as well as different uses of the product concerned. As such, Oxy Vinyls submits that the differences in grades should be accounted for in the context of the present investigation to ensure comparability.

Oxy Vinyls produces [Redacted – commercially sensitive information].

D4 – Economic Interest Test

It is a requirement of the investigation to conduct an Economic Interest Test (EIT). The aim of the EIT is to determine whether the implementation of the proposed trade remedy measure is in the wider economic interest of the UK. To obtain a complete picture of the UK market, please help by providing details of your UK suppliers (upstream companies providing inputs) and UK customers (downstream companies buying your like goods). Please confirm in the final column if we can contact these companies.



	Company name	Company location (city, country)	Company contact information (email/telephone)	Relationship	Can we contact? Yes/No
1	[Redacted – commercially sensitive information]	[Redacted – commercially sensitive information]	[Redacted – commercially sensitive information]	[Redacted – commercially sensitive information]	[Redacted – commercially sensitive information]
2					
3					
4					

D5 – Anything else

Please use the box below to provide information about anything else you consider relevant to this investigation:

Oxy Vinyls notes that, during the injury period considered in the present investigation, the US is not the country with the largest PVC exports to the UK. In fact, up until 2022, EU Member States like the Netherlands and Belgium had a market share (in the UK) that was almost two to three times that of the US (see: Application, Appendix 2). According to Oxy Vinyls' calculations, the same is the case for the period of investigation (i.e., January - December 2023). Oxy Vinyls finds it curious that the TRA seeks to investigate US imports, – whose market share in the 2023 (according to annualized figures) is only 17% – while other (particularly European) countries have much larger shares of imports and therefore larger market shares. Thus, it seems that the Applicant is deliberately turning a blind eye to the source of the main problem. The fact that the Applicant also has production facilities in the EU (and has also requested the European Commission to investigate alleged injurious dumping of US (and Egyptian) imports) may have something to do with this.

Moreover, in light of the fact that a parallel investigation into the same product exists in the EU (requested by inter alia the Applicant in the present investigation), Oxy Vinyls submits that there seems to be a concerted effort by UK and EU PVC producers to eliminate US imports from their markets.

In this connection. Oxy Vinyls submits that the Applicant's assertion (it "suspects") that there is a "large degree of passthrough traffic ... in the import volumes reported for Belgium, Norway and Ireland [and the Netherlands, which] ... likely originates in the US" is baseless (see: Application, page 51). Oxy Vinyls is not aware of any such passthrough (at least of its products), and without access to the supposedly confidential proof supporting this assertion, Oxy Vinyls cannot provide meaningful comments on the issue.



Now you have reached the end of this questionnaire please ensure that you have prepared a confidential and non-confidential version and indicated the status of each within the header. The non-confidential version should redact personal contact information, names, signatures, and exact sales quotes. Redacted figures should be replaced with a range where possible. Please return both versions to the TRA using the Trade Remedies Service (trade-remedies.service.gov.uk).