

## Transition Review Dumping Questionnaire for interested parties or contributors

### Case TD0070: Ammonium Nitrate exported from the Russian Federation

Period of Investigation (POI):	1 January 2024 – 31 December 2024
Injury period:	1 January 2021 – 31 December 2024
Deadline for response:	23 May 2025
Contact details:	TD0070@traderemedies.gov.uk
Completed on behalf of:	The Ministry of Economic Development of the Russian Federation

When you have completed this form, indicate the **confidentiality status** of this document by placing an X in the relevant box below:

- Confidential  
 Non-confidential – will be made publicly available

Please note that you will have to provide a **Confidential** and a **Non-Confidential** version of both the questionnaire and annex, as well as any additional documents you append. All documents should be uploaded to the Trade Remedies Service ([www.trade-remedies.service.gov.uk](http://www.trade-remedies.service.gov.uk)) by Friday 23 May 2025.

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## Introduction

### About us, this case and this questionnaire

The Trade Remedies Authority (TRA) investigates whether trade remedies are needed to prevent injury to UK industry.

The TRA will carry out a transition review of each trade remedy measure active under the EU system that the UK has decided to maintain after EU exit.

This transition review will consider whether dumping of Ammonium Nitrate originating in the Russian Federation and injury to the UK industry would be likely to continue or recur if the anti-dumping amount currently applicable were no longer applied to those goods.

### Why should I take part?

We are asking contributors and interested parties to complete this questionnaire to inform our review of whether the current anti-dumping measure should be maintained or revoked.

Please refer to our online guidance to understand more about [how we carry out transition reviews into EU measures](#) and the [differences between interested parties and contributors](#).

### How do I respond?

Detailed guidance on how to complete the questionnaire is provided in the [instructions](#) section below.

Please provide all the information requested by Friday 23 May 2025. We may send a notice asking for clarification or supplementary information where necessary. Make sure you provide the sources for any information or data you don't own and clearly state any restrictions on sharing it.

### Where can I find more information?

Our [trade remedies guidance](#) provides more information about our investigations and processes we follow.

If you have any specific questions relating to the case, now or while you're completing the questionnaire, please contact the Case Team at [TD0070@traderemedies.gov.uk](mailto:TD0070@traderemedies.gov.uk). For general information about trade remedies processes, please see our [online guidance](#).

You can also find out more about the regulatory basis of our investigations. The TRA investigates cases under the provisions of *Trade Remedies (Dumping and Subsidisation) (EU Exit) Regulations 2019 as Amended by the Trade Remedies (Amendment) (EU Exit) Regulations 2019* and under the *Taxation (Cross-border Trade) Act 2018*.

## Instructions on completing this questionnaire

### Preparing your response

This section sets out guidance on how to complete this questionnaire

If you think you won't be able to complete the questionnaire within the required time, please contact the Case Team ahead of the deadline using the contact details on the cover of this questionnaire. You should outline the length of extension you need and the reasons why. We will notify you of our decision.

If we can accommodate an extension, we will publish a note on our [public file](#) to record both the request and the extension granted.

### Preparing confidential and non-confidential copies

You will need to submit one confidential version and one non-confidential version of your questionnaire by the due date. We will publish the non-confidential version on the public file. **Please ensure that each page of information you provide is clearly marked either “Confidential” or “Non-Confidential” in the header.**

Please see our guidance on [how to submit information](#) for further details on what can be considered confidential and how to prepare a non-confidential version of this questionnaire.

In preparing your response, please note the following:

- It is your responsibility to ensure that the non-confidential version does not contain any confidential information.
- Remember to include a statement explaining why information obtained in your response should be treated as confidential e.g., the data is commercially sensitive.
- Provide the source for all information or data you don't own and clearly state any restrictions on sharing it.
- If you do not provide a non-confidential summary (or a statement of reasons why you cannot provide this) each time you provide confidential information, the TRA may disregard the information you give us.

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](http://www.trade-remedies.service.gov.uk/public/cases).

## How to complete this questionnaire

All statements should be substantiated with relevant data, information, and the sources of these. Please attach supporting documents in appendices to supplement your responses. To help us verify your information, please retain all your supporting documents, including any calculations made when developing your responses.

Please also note the following points:

- Do not leave any questions blank. If the question is not relevant to your organisation, please explain why. If the answer to a question is “zero”, “no” or “none”, please write this.
- If there is insufficient space in any part of the questionnaire to provide the details requested, or we ask for copies of additional information, please submit this information as appendices. Please ensure that any attachments are given a corresponding appendix reference in the title of the document and that these are referenced in the boxes provided.
- Any documents not in English should be accompanied by an English translation.
- Please provide all dates in the format DD/MM/YYYY (e.g. 23/05/2019).
- Identify all units of measurement and currencies used in tables, calculations and lists.
- For all numerical figures, where appropriate please express every third number with a comma (e.g. ‘1,300’ for one-thousand three hundred, ‘1,300,000’ for one million and three-hundred thousand).
- Please refer to the case number, TD070, in any correspondence with the TRA.

## What happens next

Once you have completed your questionnaire responses, you must upload confidential and non-confidential versions along with any additional documents you’re providing through our [Trade Remedies Service](#). Following this:

- you will receive an email confirming the documents have been uploaded successfully;
- the Case Team will contact you if further information is required; and
- the non-confidential responses will be placed on the public file.

For further information please refer to our guidance on [how we carry out transition reviews into EU measures](#)

## The scope of this review

### Goods subject to review

This review covers **ammonium nitrate** exported from **Russia**, described as:

- Ammonium nitrate whether or not in aqueous solutions; and
- mixtures of ammonium nitrate with calcium carbonate or other inorganic nonfertilising substances, with a nitrogen content exceeding 28% by weight; and
- Free flowing porous prills predominantly based on ammonium nitrate with the following composition (in percentage by weight):
  - ammonium nitrate >99.4
  - (total nitrogen >34.5)
  - anionic polymer 0.28
  - coating 0.08
  - the oil absorption of the prills is >10% by weight.
  - the prills have a bulk density of 0.72 g /cm<sup>3</sup>.
- Free flowing porous prills predominantly based on ammonium nitrate with the following composition (in percentage by weight):
  - ammonium nitrate > 99
  - (total nitrogen > 34.5)
  - magnesium nitrate 0.4
  - mixture of diammonium phosphate, ammonium sulphate and boric acid 0.06
  - coating 0.08
  - the oil absorption of the prills is >7% by weight.
  - the prills have a bulk density of 0.80 g /cm<sup>3</sup>.; and
- Ammonium Nitrate: double salts and mixtures of ammonium sulphate and ammonium nitrate. Solid fertilisers with an ammonium nitrate content exceeding 80% by weight; and
- Double salts and mixtures of calcium nitrate and ammonium nitrate – Solid fertilisers with an ammonium nitrate content exceeding 80% by weight; and
- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight; and
- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight, with no phosphorus and no potassium content; and
- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight, and a phosphorus content evaluated as p<sub>2</sub>o<sub>5</sub> and/or a potassium content evaluated as k<sub>2</sub>o of less than 3% by weight; and

- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight, and a phosphorus content evaluated as  $p_2O_5$  and a potassium content evaluated as  $K_2O$  of less than 3% by weight; and
- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight, and a phosphorus content evaluated as  $p_2O_5$  of less than 3% by weight and containing nitrates and phosphates; and
- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight, and a phosphorus content evaluated as  $p_2O_5$  of less than 3% by weight; and
- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight, and a potassium content evaluated as  $K_2O$  of less than 3% by weight; and
- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight, and a phosphorus content evaluated as  $p_2O_5$  and/or a potassium content evaluated as  $K_2O$  of 3% by weight or more but less than 6% by weight; and
- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight, and a phosphorus content evaluated as  $p_2O_5$  and a potassium content evaluated as  $K_2O$  of 3% by weight or more but less than 6% by weight with a nitrogen content exceeding 10% by weight on the dry anhydrous product; and
- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight, and a phosphorus content evaluated as  $p_2O_5$  of 3% by weight or more but less than 6% by weight and containing nitrates and phosphates; and
- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight, and a phosphorus content evaluated as  $p_2O_5$  of 3% by weight or more but less than 6% by weight; and
- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight, and a potassium content evaluated as  $K_2O$  of 3% by weight or more but less than 6% by weight; and
- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight, and a phosphorus content evaluated as  $p_2O_5$  and/or a potassium content evaluated as  $K_2O$  of 6% by weight or more but less than 9% by weight; and
- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight, and a phosphorus content evaluated as  $p_2O_5$  and a potassium content evaluated as  $K_2O$  of 6% by weight or more but less than 9% by weight; and
- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight and a phosphorus content evaluated as  $p_2O_5$  of 6% by weight or more but less than 9% by weight and containing nitrates and phosphates; and
- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight, and a phosphorus content evaluated as  $p_2O_5$  of 6% by weight or more but less than 9% by weight; and
- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight, and a potassium content evaluated as  $K_2O$  of 6% by weight or more but less than 9% by weight; and
- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight, and a phosphorus content evaluated as  $p_2O_5$  of 9% by weight or more but not exceeding 10.40% by weight and containing nitrates and phosphates; and

- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight, and a phosphorus content evaluated as  $p_2O_5$  of 9% by weight or more but not exceeding 10.40% by weight; and
- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight, and a phosphorus content evaluated as  $p_2O_5$  and/or a potassium content evaluated as  $K_2O$  of 9% by weight or more but not exceeding 12% by weight; and
- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight, and a phosphorus content evaluated as  $p_2O_5$  and a potassium content evaluated as  $K_2O$  of 9% by weight or more but not exceeding 12% by weight; and
- Solid fertilisers with an ammonium nitrate content exceeding 80% by weight, and a potassium content evaluated as  $K_2O$  of 9% by weight or more but not exceeding 12% by weight.

These goods are currently classifiable within the following CN code(s):

31 02 29 00 10	31 02 40 90 00	31 02 90 00 10	31 02 30 90 00
31 05 10 00 20	31 05 10 00 50	31 05 20 10 50	31 05 51 00 20
31 05 59 00 10			
31 05 59 00 40	31 05 90 20 50	31 02 60 00 10	31 05 10 00 30
31 05 20 10 30	31 05 20 10 60	31 05 51 00 30	31 05 59 00 20
31 05 90 20 30			
31 05 90 20 60	31 05 10 00 10	31 05 10 00 40	31 05 20 10 40
31 05 51 00 10	31 05 51 00 40	31 05 59 00 30	31 05 90 20 40
36 02 00 00 10			

These codes are only given for information.

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

## Like goods

This questionnaire asks for information about your company’s production and sales of goods which are **like** the goods subject to review. Any reference to **‘like goods’** in this questionnaire refers to goods produced in the UK or imported to the UK from a country other than Russia which are like the goods subject to review in all respects, or with characteristics closely resembling them.

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

## SECTION A: About the case

### A1 General information

1. Please complete the table below. Make sure the point of contact you name has the authority to provide this information.

Name (point of contact):	The Ministry of Economic Development of the Russian Federation (The Ministry)
Address:	
Telephone No:	
Email:	
Website:	

If you are representing a company, please also fill in the information below:

Company registration number:	
Place of registration:	
Legal name of organisation:	
Legal structure (e.g. limited company, sole trader, partnership etc):	
Position in the organisation:	
Year of establishment:	
Other operating names:	

2. Please explain your interest in this review.

The Ministry is a governmental body which is responsible for participation in trade defence investigations of foreign countries.
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Appendix reference:
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## A2 Information about this review

1. Please provide any information about the goods subject to review / like goods that you consider relevant.

The Ministry has no additional information about the goods subject to review / like goods.

Appendix reference:

2. Do you think there would be injury to the UK industry if the existing anti-dumping measure for the goods subject to review no longer applied? Provide any information supporting your conclusions including what the cause of this injury would be. You can refer to our [guidance on how we assess injury](#) for a definition of injury.

Any simulations of what would be the likely consequence of the expiration of the measure are inappropriate given that the measure in question is illegitimate on the grounds that are set forth under item 4 of the present questionnaire.

Appendix reference:

3. Please provide any information about the possible economic effects on the UK if the existing anti-dumping measure on the goods subject to review were no longer applied.

Allowing renewed access of ammonium nitrate fertilizers originating in Russia to the UK market would benefit downstream sectors such as agriculture by reducing input costs and increasing supply stability. It would also promote fairer competition and greater market efficiency in the UK fertilizer sector.

Appendix reference:

4. If you have any other information which may help us with this review, please provide it below.

The Ministry underscores position that application of the EU measure in the UK territory is not in line with the requirements set out by the Agreement on Implementation of Article VI of GATT 1994 (ADA). The WTO rules envisage that a WTO member is entitled to apply an anti-dumping measure only pursuant to investigation during which the following elements are established: 1) dumping into the territory of the WTO Member; 2) injury to the domestic industry of the WTO Member; 3) a causal link between the dumped imports and the alleged injury. Investigations and reviews that were conducted starting from 1994 by the European Union on imports of AN originating in Russia were not focusing on the imports to the United Kingdom and evaluation of the injury to the domestic industry

of the United Kingdom hence these procedures cannot justify AD measure that is currently in force in the UK.

The analysis undertaken within the current review cannot be equivalent to the one within an original investigation which is required by the provisions of ADA as the current review analyses:

- whether the dumping of the goods subject to review would be likely to continue or recur if the anti-dumping amount were no longer applied to those goods; and
- whether injury to the UK industry in the like goods would be likely to continue or recur if the anti-dumping amount were no longer applied to the goods subject to review.

Similarly, the assessment that was conducted following a call for evidence into UK interest in existing EU trade remedy measures is not the anti-dumping investigation or review in the sense of ADA.

As is evident from the above the existing measure of the UK is based on the analysis that is not relevant as compared to the one required by the ADA and hence the measure shall be revoked.

Moreover, the Cost Adjustment Methodology – that was used by the EU to construct artificially inflated normal value of AN – was found to be inconsistent with the WTO norms by the Panel in DS494 (see paragraph 7.107, 7.131 of the Panel Report). More specifically, the Panel found that Cost Adjustment Methodology violates Article 2.2. and 2.2.1.1. of the ADA. Despite the fact that the EU decided to appeal ‘into the void’ the Panel Report, the Panel conclusions are built on Appellate Body findings of the previous DS cases such as EU - biodiesel (Argentina), EU – biodiesel (Indonesia), EU – ammonium nitrate (Ukraine) that considered similar cases.

To sum up, AD measure on AN originating in Russia that was transitioned in the UK is based on improper dumping analysis conducted by the European Commission and hence shall be revoked.