



Australian Government
Department of Industry,
Innovation and Science

Anti-Dumping
Commission

Dumping Commodity Register

Silicon Metal

Exported from the People's Republic of China

Document release date	Brief description of change(s)
4 June 2015	Interim dumping and countervailing duties imposed.
14 December 2015	Amendments to interim countervailing duties for all other exporters.
1 May 2018	Adjustment to duty assessment importation periods

Note:

DCRs notify the outcomes of finalised investigations and should be read in conjunction with any relevant current investigations, such as reviews and inquiries. Please refer to the [Cases page](#) on the website to locate any current information for this commodity.

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Question	Response
<p>1. What countries do measures apply to?</p>	<p>On 3 June 2015, with an effective date of 4 June 2015, anti-dumping measures in the form of interim dumping duties (IDD) were imposed on silicon metal exported from the People’s Republic of China (China).</p> <p>Anti-dumping measures in the form of interim countervailing duties (ICD) have also been imposed on silicon metal exported from China.</p> <p>For more information please refer to the Final Report REP 237 and Anti-dumping Notice 2015/71.</p>
<p>2. What types of silicon metal are subject to anti-dumping measures?</p>	<p>The ‘description of goods’ subject to measures are:</p> <ul style="list-style-type: none"> • Silicon metal containing at least 96.00 per cent but less than 99.99 per cent silicon by weight, and • Silicon metal containing between 89.00 per cent and 96.00 per cent silicon by weight that contains aluminium greater than 0.20 per cent by weight, of all forms (i.e. lumps, granules, or powder) and sizes. <p>For more information about the description of the goods subject to measures, please refer to the Final Report REP 237.</p> <p><u>Please Note:</u></p> <ol style="list-style-type: none"> 1. When importing goods into the country importers are required to self-assess whether the imported goods meet the goods description outlined above and whether anti-dumping measures apply. 2. The Anti-Dumping Commission is not in a position to provide advice on whether certain goods meet the description above. 3. The use of exemption types is subject to monitoring by the Anti-Dumping Commission (the Commission) and the Department of Immigration and Border Protection (DIBP).
<p>3. How much Interim Dumping Duties (IDD) and Interim Countervailing Duties (ICD) will an importer have to pay?</p>	<p><u>IDD – all exporters</u></p> <p>IDD is in the form of an ad valorem measure. The total IDD liability is calculated by multiplying the dumping export price (DXP) by the applicable IDD ad valorem duty rate.</p> <p><u>ICD – all exporters</u></p> <p>The ICD liability is calculated by multiplying the DXP by the ICD ad valorem duty rate.</p>

<p>4. Example of how to calculate the Interim Dumping Duties (IDD) and Interim Countervailing Duties (ICD) liability</p>	<p><u>Ad Valorem measures</u></p> <p>The following is an example of how to calculate the IDD liability.</p> <ul style="list-style-type: none"> • DXP = AUD \$1,000 (Free-On-Board (FOB), cash) • IDD ad valorem rate = 10% • ICD ad valorem rate = 15% <p>Total IDD liability DXP (\$1,000) multiplied by the IDD ad valorem rate (10%) = \$100</p> <p>Total ICD liability DXP (\$1,000) multiplied by the countervailing duty rate (15%) = \$150</p>
<p>5. What is the dumping export price (DXP) and how do I calculate it?</p>	<p>The DXP refers to the actual export price of the exported goods. The DXP should reflect the total export (invoice) price of the goods being entered, not the unit price of the goods.</p> <p>The DXP should be recorded on the relevant Full Import Declaration for the goods in the same terms as the export terms for the goods. Calculating the DXP may involve adjusting the actual export invoice price of the goods to the terms specified.</p> <p>For example, if the AEP terms are “FOB, cash” and the actual invoice terms of the goods are “CIF, 60 days, packed”, the following adjustments will need to be made in order to calculate the DXP at FOB, cash level.</p> <ul style="list-style-type: none"> • step 1 - an adjustment for interest on credit terms will need to be made; and • step 2 - the overseas freight and insurance components will need to be subtracted from the export invoice price. <p>Where suitable evidence cannot be proffered by the importer of the interest rate, then 1.0% per month (0.033% per day) should be applied to the actual invoice price credit terms.</p> <p>An example of adjusting for credit and incoterms is provided below:</p> <ul style="list-style-type: none"> • Invoice terms = CIF, 60 days • Specified terms = FOB, cash • Export price - invoice amount = \$1,000 • Marine insurance and ocean freight amount = \$100

<p>5. What is the dumping export price (DXP) and how do I calculate it? (continued)</p>	<p>Step 1 - adjust for credit terms</p> <ol style="list-style-type: none"> 1. 1% per month interest rate should be applied to the invoiced price credit terms (i.e. 30 days = 1%) 2. If the invoiced CIF, 60 days price is \$1,000, then the CIF, cash price = \$980 (\$1,000 less 2%) <p>Step 2 - adjust for incoterms</p> <ol style="list-style-type: none"> 3. Adjust for freight and insurance to calculate DXP at FOB, cash equivalent 4. CIF, cash price of \$980 minus freight and insurance amount of \$100 = \$880 5. The DXP price = \$880 FOB, cash
<p>6. What information is needed to complete an import declaration for goods subject to measures?</p>	<p>The information required by an importer or Customs broker to complete an import declaration for goods subject to IDD/DSA is:</p> <ul style="list-style-type: none"> • DXP; • Dumping Specification Number (DSN) or exemption type (where appropriate); • Country (this is usually country of origin or export country); • Tariff classification and statistical code; • Exporter / supplier; and • Quantity. <p>Please see below to determine which DSN applies to the exporter of your goods.</p>

<p>7. What DSN do I use for my imported goods and what are the rates for my exporter?</p>	<p>The following DSNs apply to goods exported from China and entered for home consumption on or after 4 June 2015.</p> <table border="1" data-bbox="490 220 2016 603"> <thead> <tr> <th>Exporter</th> <th>CCID</th> <th>Description</th> <th>Measure</th> <th>IDD Ad Valorem Rate</th> <th>ICD Ad Valorem Rate</th> <th>Export Terms</th> <th>DSN</th> </tr> </thead> <tbody> <tr> <td colspan="8">China</td> </tr> <tr> <td><u>Hua'an Linan Silicon Industry Co. Ltd</u> Supplied through Xiamen K Metal Co., Ltd</td> <td>CCY9637766F CEL9393747A</td> <td>All types</td> <td>IDD & ICD</td> <td>12.0%</td> <td>6.3%</td> <td>FOB, 30 days</td> <td>28</td> </tr> <tr> <td><u>Guizhou Liping Linan Silicon Industry Co. Ltd</u> Supplied through Xiamen K Metal Co., Ltd</td> <td>CCY9637766F CEL9393747A</td> <td>All types</td> <td>IDD & ICD</td> <td>12.0%</td> <td>6.3%</td> <td>FOB, 30 days</td> <td>29</td> </tr> <tr> <td colspan="2"><u>All other Exporters</u></td> <td>All types</td> <td>IDD & ICD</td> <td>20.7%</td> <td>32.3%</td> <td>FOB, 30 days</td> <td>34</td> </tr> </tbody> </table> <p>Please Note: As duties are in the form of an ad valorem measure, there are no confidential rates.</p>	Exporter	CCID	Description	Measure	IDD Ad Valorem Rate	ICD Ad Valorem Rate	Export Terms	DSN	China								<u>Hua'an Linan Silicon Industry Co. Ltd</u> Supplied through Xiamen K Metal Co., Ltd	CCY9637766F CEL9393747A	All types	IDD & ICD	12.0%	6.3%	FOB, 30 days	28	<u>Guizhou Liping Linan Silicon Industry Co. Ltd</u> Supplied through Xiamen K Metal Co., Ltd	CCY9637766F CEL9393747A	All types	IDD & ICD	12.0%	6.3%	FOB, 30 days	29	<u>All other Exporters</u>		All types	IDD & ICD	20.7%	32.3%	FOB, 30 days	34
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<p>8. Are there any exporters exempt from anti-dumping measures?</p>	<p>All exporters and suppliers of silicon metal from China are subject to IDD.</p> <p>All exporters and suppliers of silicon metal from China are subject to ICD.</p> <p>The 'all other exporters' rate of IDD and ICD will apply to exported goods unless an importer has evidence that the goods are being supplied either directly by a named exporter or through a linked supplier.</p>																																								
<p>9. How long are the measures in place for?</p>	<p>The measures have been imposed for five years, unless revoked earlier.</p> <p>In the case of silicon metal from China the measures are in place until 3 June 2020.</p>																																								
<p>10. What tariff classifications and statistical codes are covered by the anti-dumping measures?</p>	<p>Goods subject to measures should be classified using the tariff sub-headings and associated statistical codes below:</p> <table border="1" data-bbox="696 1158 1355 1252"> <thead> <tr> <th>Tariff subheading</th> <th>Statistical code</th> </tr> </thead> <tbody> <tr> <td>2804.69.00</td> <td>14</td> </tr> </tbody> </table> <p>Where importers are unclear on the correct tariff classification of their goods, it is recommended they contact the DIBP on 131 881 for further advice.</p>	Tariff subheading	Statistical code	2804.69.00	14																																				
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11. What are the duty assessment importation and application period dates?

An importer of goods on which an IDD has been paid, may lodge an application with the Commissioner requesting that the Parliamentary Secretary make an assessment of the final liability of those goods to duty.

This usually occurs when an importer considers that the IDD paid in respect of goods exceed the total amount payable (i.e. importers consider they are entitled to a refund of duties). In relation to IDD, an importer may consider that the dumping margin for the goods is now less than it was during the investigation period, or that its exporter is no longer dumping, and as a result it has paid more duty than it should have paid.

There are a series of time frames fixed by legislation that govern the duty assessment system (referred to as importation periods). The duty assessment importation periods and application dates for silicon metal from China are as follows:

Importation Period	Application Period
3 June 2017 – 2 December 2017	3 December 2017 – 2 June 2018
3 December 2017 – 2 June 2018	3 June 2018 – 2 December 2018
3 June 2018 – 2 December 2018	3 December 2018 – 2 June 2019
3 December 2018 – 2 June 2019	3 June 2019 – 2 December 2019
3 June 2019 – 2 December 2019	3 December 2019 – 2 June 2020
3 December 2019 – 2 June 2020	3 June 2020 – 2 December 2020

More information about duty assessments is available on the [Anti-Dumping Commission website](#).