



FILE NOTE

**Investigation into certain crystalline silicon photovoltaic modules or panels,
exported to Australia from the People's Republic of China**

Investigation of particular market situation claims

Background:

On 14 May 2014, following an application by Tindo Manufacturing Pty Ltd (Tindo Solar), the Commissioner of the Anti-Dumping Commission (the Commissioner) initiated a dumping investigation in respect of certain crystalline silicon photovoltaic modules or panels (PV modules or panels) exported to Australia from the People's Republic of China (China). Tindo Solar alleged that the Australian industry has suffered material injury caused by PV modules or panels exported to Australia from China at dumped prices.

Following the publication of Statement of Essential Facts number 239 (SEF 239) on 7 April 2015, Tindo Solar provided new information asserting that various Government of China policies and measures have impacted the costs of raw materials and prices of PV modules or panels in the Chinese domestic market. Tindo Solar claims that domestic prices of PV modules or panels are not substantially the same as they would be in a competitive market.

The Commissioner sought an extension of time to the due date for the final report from the Parliamentary Secretary to the Minister for Industry and Science (Parliamentary Secretary) in order to investigate Tindo Solar's claim. Unless the case is terminated earlier, a final report and recommendation to the Parliamentary Secretary will now be made on or before 18 July 2015.

External Consultant:

The Commission has engaged an external consultant to independently gather relevant information regarding the production and sale of PV modules or panels, and major raw materials (cells, wafers, ingots and polysilicon) used in the manufacturing of PV modules or panels, in China.

A report will be prepared by the consultant and will be published on the Commission's website.

The Commissioner will use the information gathered by the consultant in conjunction with other relevant information gathered by the Commission to make a finding regarding the existence of 'a particular market situation' in the Chinese domestic market for PV modules or panels.