	0.1.11.75.11			1	A 20 %	1 2		Investor of the BEB 1975	1.00 + 5	
Category Materials	Subsidy (ROH)	Scope Aluminium provided by government at less than fair market value.	Title Primary and pre-alloyed A356 & A356.2 aluminium supplied by SOEs at less than adequate remuneration.	Legislation GOC via SOE producers of aluminium.	Authority REP148 and SEF148, Certain Aluminium Extrusions Exported to Australia from the People's Republic of China, 15 April 2010, Australian Customs and Border Protection Service AND Statement of Reasons Concerning the making of final determinations with respect to the dumping and subsidizing of Certain Aluminum Extrusions Originating or Exported from the People's Republic of China, Canada Border Services Agency, 4214-22 AD/1379 & 4218-26 CV/124, Ottawa, March 03, 2009. www.cbsa-asfc.gc.ca.	Source www.customs.gov.au	Aluminium supplied by SOEs producing primary aluminium, either directly or to private intermediaries that then trade to the exporters of ARWs, at prices that are 30% to 40% below fair market value. See also: Petition for the Imposition of Antidumping and Countervailing Duties, Aluminum Extrusions from the People's Republic of China, Volume III: Countervailing Duty Allegations, March 31, 2010, International Trade Administration, United States Department of Commerce and the United States International Trade Commission, Public Document Inv. No. C-570-968. Also available at www.importerhelp.com/investigations/aluminum-extrusions/petition-cvd.pdf.	Program 15 - Primary aluminium provided at less than adequate remuneration	Initiate? Yes	Comment
Preferential tax policies	1	Transitional preferential tax policies for tax resident enterprises.	State Administration of Taxation circular to further clear that the enterprise income tax preferential policies for the implementation of the transition period caliber issues.	Guo Shui Han No. 157 of 2010.	SAT See also : "The People's Republic of China Tax Facts and Figures - 2010" Price Waterhouse Coopers. http://www.pwccn.com/home/eng/cn_tax_facts_fgures_2010.html	www.fdi.gov.cn	Starting from January 1, 2008, enterprises which have enjoyed preferential tax treatment at a low rate shall gradually transfer to implementation of the statutory tax rate in five years. Enterprises which have enjoyed fixed-term preferential tax treatment of two years of tax exemption and three years of 50% tax reduction, and five years of tax exemption and five years of 50% tax reduction shall continue to enjoy the preferential tax treatment until the term is due according to the former law. The preferential tax policy for enterprise income tax (EIT) for western development stipulated in the Circular on Preferential Tax Policy for Western Development shall continue. Enterprises can choose the best preferential policy.	No	Yes	Appears to relate to new hi-tech enterprises only and may duplicate other programs as it sets out transitional provisions, but need to investigate further to rule out as a subsidy in its own right
Preferential tax policies	2	Preferential policies on Enterprise Income Tax.	Circular on some issues concerning execution of preferential policies on Enterprise Income Tax.	Cau Shui No. 69 of 2009.	Financial departments, state tax bureaus and local tax bureaus of provinces, autonomous regions, municipalities and planning cities.	www.fdi.gov.cn	Enterprises that enjoy the transitional preferential policies as provided in the Circular of the State Council on Implementation of the Transitional Preferential policies on EIT (Guo Fa No. 39 of 2007), and the preferential policies of the western development, may pay half of the tax payable within the half-regulation period of regular tax reduction and exemption. With respect to the branch of an enterprise, which was established before Mar.16, 2007, and has separately enjoyed relevant tax preferences, the branch may separately enjoy the transitional preferential policies on EIT.	No	Yes	May duplicate other programs as it sets out transitional provisions but need to investigate further to rule out as a subsidy in its own right.
Preferential tax policies	3	Preferential income tax for hi-tech enterprises.	Circular of the State Administration of Taxation on the issues concerning implementation of the preferential income tax for hi-tech enterprises.	Guo Shui Han No. 203 of 2009	Financial departments, state tax bureaus and local tax bureaus of provinces, autonomous regions, municipalities and planning cities.	www.fdi.gov.cn	Any qualified hi-tech enterprise may apply for preferential 15% EIT from the year of approval.	No	Yes	
Preferential tax policies	4	Preferential tax policies for western development. "Go West" strategy.	Reply of the State Administration of Taxation on issues concerning applicable catalogues to the Enterprise Income Tax preference policies for western development. AND the Circular of the MOF, SAT and the General Administration of Customs on Issues concerning Tax Preference Policies for the Western Development.	Guo Shui Han No. 399 of 2009, AND Cai Shui No. 202 of 2001.	SAT	www.fdi.gov.cn	The enterprise income tax preference policies for the Western Development as provided in the Circular of the MOF, SAT and the General Administration of Customs on Issues concerning Tax Preference Policies for the Western Development (Cai Shui No. 202 of 2001) shall continue to be executed until expiration.	Possibly Program 18 - Preferential tax policies in the Western Regions	Yes	
Preferential tax policies	9		Rules for Implementation of the Income Tax Law of the People's Republic of China on Enterprises with Foreign Investment and Foreign Enterprises. Income Tax Law of the People's Republic of China on Enterprises with Foreign Investment and Foreign Enterprises.	Decree [1991] No. 85 of the State Council [30 June 1991]; Order [1991] No. 45 of the President of the People's Republic of China [9 April-91]; State Council Circular Guo Fa No. 37 of 2000; Notification of the State Council on Carrying out the Transition Preferential Policies Concerning Enterprise Income Tax, Guo Fa No. 39 of 2007.		www.fdi.gov.cn	Reduced enterprises income tax rate of 15% or 24%.	Program 1 - Preferential tax policies for enterprises with foreign investment established in the coastal economic open areas and economic and technological development zones	Yes	
Preferential tax policies	10	Reduced tax rate for productive FIEs scheduled to operate for a period not less than 10 years: "two years of exemption and three years fifty per cent reduction".	Rules for Implementation of the Income Tax Law of the People's Republic of China on Enterprises with Foreign Investment and Foreign Enterprises. Income Tax Law of the People's Republic of China on Enterprises with Foreign Investment and Foreign Enterprises.	Decree [1991] No. 85 of the State Council [30 June 1991]; Order [1991] No. 45 of the President of the People's Republic of China [9 April-91]; State Council Circular Guo Fa No. 37 of 2000; Notification of the State Council on Carrying out the Transition Preferential Policies Concerning Enterprise Income Tax, Guo Fa No. 39 of 2007.		www.fdi.gov.cn	Exemption from income tax for the first 2 profitable years, 7.5% tax rate in years 3, 4 and 5 and 15% thereafter.	Program 10 - Preferential Tax Policies for Foreign Invested Enterprises – Reduced Tax Rate for Productive FIEs scheduled to operate for a period of not less than 10 years	Yes	
Preferential tax policies	11		Rules for Implementation of the Income Tax Law of the People's Republic of China on Enterprises with Foreign Investment and Foreign Enterprises. Income Tax Law of the People's Republic of China on Enterprises with Foreign Investment and Foreign Enterprises.	Decree [1991] No. 85 of the State Council [30 June 1991]; Order [1991] No. 45 of the President of the People's Republic of China [9 April-91]; State Council Circular Guo Fa No. 37 of 2000; Guo Shui Han Fa No. 645 of 1995; Notification of the State Council on Carrying out the Transition Preferential Policies Concerning Enterprise Income Tax, Guo Fa No. 39 of 2007.	MOF, SAT & MOFCOM.	www.fdi.gov.cn	Reduced income tax rate of 15%. Exemption from income tax for the first 2 profitable years and 50% reduction in years 3, 4 and 5 to 7.5% and 15% thereafter If located in the SEZs or ETDZs reduced income tax rate of 10%.	. No	Yes	
Preferential tax policies	12	Preferential tax policies for FIEs which are technology-intensive and knowledge-intensive.	Implementation Rules of the Income Tax Law of the People's Republic of China of Foreign Investment Enterprises, decree 85 June 30 1991.	See also : SAT Circular Guo Shui Fa No. 139 of 1995, SAT Circular Guo Shui Fa No. 135 of 2003.	MOF, SAT & MOFCOM, Ministry of Science & Technology (MOST).	http://docsonline wto.org:80/DDFI ocuments/t/G/S0 M/N123CHN.doc	Allegations, March 31, 2010, International Trade Administration, United States	Not countervailed - duplicate of Program 16	Yes	Program 16 not claimed elsewhere
Preferential tax policies	13	Preferential tax policies for domestic enterprises and FIEs for Western development.	State Administration of Taxation, General Administration of Customs and the Ministry of Finance on preferential tax policies for Western development issues.	Cai Shui No. 202 of 2001.	SAT, GAC, MOF.	www.fdi.gov.cn	15% or exemption from EIT in the period 2001 to 2010.	No	No	Duplicate of Program 7
Preferential tax policies	16	Preferential tax policies for FIEs in State high or new technology industrial development zones, and for advanced technology enterprises invested in and operated by FIEs.	Rules for Implementation of the Income Tax Law of the People's Republic of China on Enterprises with Foreign Investment and Foreign Enterprises.	Order [1991] No. 45 of the President of the People's Republic of China [9 April-91]; State Council Circular Guo Fa No. 37 of 2000; Guo Shui Fa No. 165 of 1991.		wto.org:80/DDFI	Enterprise income tax reduced rate of 15%. Also two years of exemption. FIEs in Special Economic Zones (SEZs) and Economic & Technological Development Zones (ETDZs) shall be governed by the preferential tax provisions. Advanced technology FIEs which remain advanced technology enterprises after the expiry of enterprise income tax exemption or reduction may continue to pay 50% enterprise income tax for an additional 3 years.	No	Yes	
Preferential tax policies	17	Direct reinvestment.	Rules for Implementation of the Income Tax Law of the People's Republic of China on Enterprises with Foreign Investment and Foreign Enterprises. Income Tax Law of the People's Republic of China on Enterprises with Foreign Investment and Foreign Enterprises.	Decree [1991] No. 85 of the State Council [30 June 1991]; Order [1991] No. 45 of the President of the People's Republic of China [9 April-91]; State Council Circular Guo Fa No. 37 of 2000; Notification of the State Council on Carrying out the Transition Preferential Policies Concerning Enterprise Income Tax, Guo Fa No. 39 of 2007.		www.fdi.gov.cn	100% refund of income tax paid on the reinvested amount.	No	Yes	
Geographical	1	Preferential tax policies for FIEs in central and western China. <i>Note:</i> The GOC's <i>Report on the Implementation of the 2008 Plan for National Economic and Social Development and on the 2009 Draft Plan for National Economic and Social Development,</i> (GOV.cn, March 5, 2009), foreign direct investment in the western and central regions increased by 79.8% and 36.4% respectively in 2008.	Catalogue of advantaged industries for foreign investment in the Central-Western region (amended in 2008).	Decree No 4	NDRC, MOFCOM	www.fdi.gov.cn	Exemption from customs duty for imported equipment for self-use, including corresponding technology, accessories and spare parts. FIEs can enjoy reduced income tax rate of 15%. FIEs that gained approval before the effective date can continue to enjoy the relevant incentives, including the reduced tax rate of 15% on expiry of the current favorable tax period.	No	Yes	Will need to establish whether categories of 'technical development of castings and forgings' and 'automobile spare parts' apply to road wheels
Geographical	2	Preferential tax policies for FIEs established in Pudong area of Shanghai.	Rules for Implementation of the Income Tax Law of the People's Republic of China on Enterprises with Foreign Investment and Foreign Enterprises. Income Tax Law of the People's Republic of China on Enterprises with Foreign Investment and Foreign Enterprises.	Decree [1991] No. 85 of the State Council [30 June 1991]; Order [1991] No. 45 of the President of the People's Republic of China [9 April-91]; State Council Circular Guo Fa No. 37 of 2000; Notification of the State Council on Carrying out the Transition Preferential Policies Concerning Enterprise Income Tax, Guo Fa No. 39 of 2007.		http://docsonline wto.org:80/DDFI ocuments/t/G/S0 M/N123CHN.doc	Reduced enterprises income tax rate of 15% or 24%.	Program 17 - Preferential tax policies for enterprises with foreign investment established in Pudong area of Shanghai	Yes	

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Geographical	4	Preferential tax policies in the western regions - domestic companies and FIEs.	Preferential tax policies in the western regions - domestic companies and FIEs.	State Council Circular Guo Fa No. 33 of 2000; General Office of State Council Circular Guo Ban Fa No. 73 of 2001; MOF Circular Cai Shui No. 202 of 2001; SAT Circular Guo Shai Fa No. 172 of 1999; SAT notice Guo Shui Fa No. 129 of 2005.	MOF, SAT & MOFCOM and other relevant authorities under the State Council. Participatin provinces relevant to ARWs include Shanxi, Anhui, Henan, Hubei, Hunan, Chongqing and Shaanxi.	http://docsonline. wto.org:80/DDFD ocuments/t/G/SC M/N123CHN.doc		Possibly Program 18 - Preferential tax policies in the Western Regions	Yes	Will need to check not duplicated
Geographical	10	Grants for encouraging the establishment of headquarters and regional headquarters with foreign investment.	Grants for encouraging the establishment of headquarters and regional headquarters with foreign investment.	Refer to Certain Aluminium Extrusions E.	xported to Australia from the People's Republic o	of China" SEF No. 14	48, 1 March 2010, Australian Customs & Border Protection Service.	Program 35: Grants for Encouraging the Establishment of Headquarters and Regional Headquarters with Foreign Investment	Yes	
Provincial & Zone	1	Preferential tax treatments for new hi-tech enterprises (NHTEs) in special zones.	Notification of the State Council on providing transitional preferential tax treatments to high-tech enterprises newly set up in special economic zones and in Pudong New District of Shanghai.	Guo Fa No. 40 of 2007.	MOF, SAT & MOFCOM.	www.fdi.gov.cn	2 years tax exemption and 3 years half the statutory tax rate of 25% in Shenzhen, Zuhai, Shanou, Xiamen and Hainan Special Economic Zones and Pudong New Area.	III.VOOLIIIO.N	Yes	
Provincial & Zone	2	Preferential policies in industrial zones in China including Economic & Technological Development Zones (ETDZ), High & New Technological Development Zones (High Tech Parks), Export Processing Zones (EPZ), Special Economic Zones (SEZ), Free Trade Cooperation Zones (FTZ), Industrial Zones (IZ) and Export Processing Zones (EPZ).	t Provinces include Beijing, Dalian, Fujian, Guangdong, Guangzhou, Lianyungang, Nantong, Ningbo, Qingdao, Qinhuangdao, Shanghai.	Provincial governments.	United Nations Conference on Trade and Development, ASIT Advisory Studies No.16, Tax Incentives and Foreign Direct Investment - A Global Survey, UNCTAD/ITE/IPC/Misc.3, 2000.	www.unctad.org/ en/docs/iteipcmis c3 en.pdf	15% EIT instead of 25%. 10% EIT for exports. First two years exemption followed by 3 years at 7.5%. Extended tax reduction (7.5%) for a further 3 years for hi-tech classification. VAT exempt for export. Duty exemption on machinery and spare parts.		Yes	Legislative authority not provided but source seems legitimate evidence and provides detail of benefit
Provincial & Zone	3	Preferential policies in Xinzhuang Industrial Zone, Shanghai.	Xinzhuang Industrial Zone.	Administrative Committee of Shanghai Xinzhuang Industry Park and the Economic & Technological Development Co. Ltd., authorised by the Minhang District Government.		http://www.shme. com/intro/zone/z one11.htm	Manufacturing FIEs exempted from taxes collected by the Minhang District including three year exemption and four year half rate from the first profitable year. Companies registered with over US\$10 million capital can enjoy three year exemption and six year half rate. Second phase reinvestment attracts 70% return of company income tax as a bonus for the next 5 years. Other tax incentives are adopted on a case-by-case policy. Regional headquarters attract financial support and management. R&D centers attract tax free equipment imports, tax free transfer of technology, Other incentives are provided by the State.	No	Yes	
Provincial & Zone	4	Preferential policies in Shanghai.	Minhang, Qingpu and Songjiang districts.	Shanghai provincial government.		www.lehmanbrow n.com/Newsletter s/20090620/inde x.htm	Up to 8% VAT refund, 25% business tax refund and 16% income tax refund.	No	Yes	
Provincial & Zone	5	velopment, High-tech Industry Development and E	Ex Weihai website.	Weihai District Government.	Also applicable in othe provinces.	.cn/weihai/en/Inve	Enterprise Income Tax [1] The income tax rate of the productive FIE is 24%. A reduced rate of 15% is granted in the EIT for the technology-intensive and knowledge-intensive projects, projects with the foreign investment over US\$30 million, projects with a long return period and for the projects of energy, communications and harbour construction. [2] A reduced rate of 15% in EIT and exemption from local income tax are granted for the productive FIEs located in the Economic and Technical Development Zone. A reduced rate of 15% is granted in EIT for FIEs that are confirmed to be high and new technology enterprises set up in High and New Technology Development Zone. [3] The productive FIEs with actual operation term of over 10 years are exempt from the EIT for the first two years and are granted a 50% reduction of the EIT for the third through fifth year since the first profit-making year. [4] After the period of exemption and reduction of EIT granted in accordance with the stipulations of the tax law, a reduction of 50% is granted in the EIT for the export-oriented FIEs whose value of exported products accounting for over 70% of the output value of the products in the same year. The enterprises that accord with the above demands may pay EIT at the reduced rate of 10% if they have paid tax at a rate of 15%, and at the same time they are exempt from local income tax. [5] Technology-advanced FIEs may continue to enjoy the extended three-year-period of a 50% reduction in EIT when they are still technology-advanced enterprises after the period of exemption from or reduction of EIT granted according to the stipulations of the tax law. If the tax rate is lower than 10% when the enterprises enjoy a 50% reduction, they should pay the EIT at a rate of 10%, and at the same time they can enjoy an exemption from local income tax. [6] With the application of the enterprises and the approval of the tax authorities, 40% of the EIT already paid for the reinvestment shall be returned to the foreign investors in case the foreign inv	No	Yes	
Provincial & Zone	9	Tax incentives for manufacturing FIEs in Jiangsu province.		China-Singapore Suzhou Industrial Park Development Co Ltd.		www.cssd.com.c n/qdms.htm	15% tax rate. 2 years exemption and 5 years at 7.5% from the first profit making	No	Yes	Legislative authority not provided but source seems legitimate evidence and provides detail of benefit.
Provincial & Zone	18	Preferential tax rates in Guangzhou, Guangdong province.	Guangzhou website.	Gaungzhou district government and Guangdong provincial government.	How to invest - Invest Guangzhou How to invest : regulations, procedures and incentives, 17 Ma 2010.	www.investguan	High/new tech enterprises 15% tax rate. VAT refund on exports. Exemption from urban real estate tax for 3 years from the date completed or purchased by FIEs. Duty exemption and import VAT exemption on self-use imported equipment. Reduced [13%] rate of VAT on local sales.	No	Yes	Will need to check not duplicate of other Guanzhou preferential tax programs
Equipment & Capital	3	Termination of tax refund policies for FIEs on their purchase of domestically manufactured equipment.	r Circular on terminating tax refund policies on purchase of domestically-manufactured equipment by foreign-invested enterprises.	Cai Shui No. 176 of 2008.	Finance departments and SAT of provinces, autonomous regions, municipalities and plannin cities.	ng www.fdi.gov.cn	With respect to the domestically-manufactured equipment purchased by FIEs before June 30, 2009, the former provisions for VAT refund policies may apply at discretion including "home-made" equipment.	No	Yes	Possibly not a program in its own right, but sets out that other programs of VAT refund still apply
Equipment & Capital	8	Exemption of tariff and import VAT for imported technologies and equipments.	Circular of the State Council Concerning the Adjustment in the Taxation Policy of Imported Equipment. AND Circular of the General Administration Customs on Import Taxation Policy for Further Encouraging Foreign Investment.	Guo Fa No. 37, [1999] AND ShuShui No. 791 [1999].	MOF, SAT, MOFCOM and the General Administration of Customs (GAC).	http://law.e-to- china.com/index content-id- d53b84bf46d434 ba307541f2af7ed 7181.html	Exemptions from tariffs and VAT on imported equipment, related technologies,	Program 21 - Tariff and VAT Exemptions on Imported Materials and Equipments	Yes	
Equipment & Capital	9	100% refund of VAT to FIEs on purchasing unused domestic equipment with currency in China.	100% refund of VAT to FIEs on purchasing unused domestic equipment with currency in China.	Preferential policies of Zhejiang Province. ZJ07.	ISS International Pty. Ltd. <i>Other Abstracted Policies in English</i> , September 30, 2010.	Arrowcrest research in China	100% refund of VAT to FIEs on purchasing unused domestic equipment with currency in China.	No	Yes	Legislative reference not provided but document provides detail about the nature of the subsidy - will need to confirm whether enterprise is categorised as encouraged
Industry specific	2	Preferential tax treatment for casting and forging products.	Preferential tax treatment for casting and forging products.	MOF Circular Cai Shui No. 96 of 2003	MOF, SAT.	http://docsonline. wto.org:80/DDFD ocuments/t/G/SC M/N123CHN.doc	35% VAT refund on casting and forging products which are used in producing machinery.	No	Yes	
Industry specific	3	Preferential tax treatment to dies products.	Preferential tax treatment to dies products.	MOF Circular Cai Shui No. 139 of 1998; MOF Circular Cai Shui No, 95 of 2003.	MOF, SAT.	http://docsonline. wto.org:80/DDFD ocuments/t/G/SC M/N123CHN.doc		No	Yes	
VAT	1	Preferential tax treatment for exported goods.	Circular of State Administration of Taxation on disseminating the export tax refund rate library of 2007.	Guo Shui Han No. 242 of 2007.	SAT.	www.fdi.gov.cn	The exported goods that are exempted from 17% VAT.	No	No	

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VAT	2	VAT exemption on exported goods.	Interim regulations of the PRC on value added tax.	Decree of the State Council of the PRC, No. 538 of 2008 promulgated by Decree No. 134 of 1993, effective from 1 January 2009.	GOC.	www.fdi.gov.cn	For taxpayers exporting goods, the tax rate shall be 0% unless otherwise specified by the State Council.	No	No	
VAT	3	Wheels retain 17% export rebate.	Noted also in the E.C. investigation of ARWs from China.		Alcoa Materials Management Market Update	30 June 2007	17% export rebate for ARWs.	No	No	
Development & Technology	2	Matching funds for international market development for SMEs.	Provincial governments.	Refer to Certain Aluminium Extrusions Ex	ported to Australia from the People's Republic of 0	China" SEF No. 14	8, 1 March 2010, Australian Customs & Border Protection Service.	Program 5 - Matching Funds for International Market Development for SMEs	Yes	
Development & Technology	7	Innovative Experimental Enterprise Grant.	Innovative Experimental Enterprise Grant.	Refer to Certain Aluminium Extrusions Ex	ported to Australia from the People's Republic of C	China" SEF No. 14	8, 1 March 2010, Australian Customs & Border Protection Service.	Program 26: Innovative Experimental Enterprise Grant	Yes	
Development & Technology	8	Special Support Fund for non-State-owned enterprises (NSOEs).	Special Support Fund for non-State-owned enterprises (NSOEs).	Refer to Certain Aluminium Extrusions Ex	ported to Australia from the People's Republic of C	China" SEF No. 14	8, 1 March 2010, Australian Customs & Border Protection Service.	Program 29 : Special Support Fund for Non-State-Owned Enterprises	Yes	
Development & Technology	9	Venture Investment Fund for Hi-Tech Industry.	Venture Investment Fund for Hi-Tech Industry.	Refer to Certain Aluminium Extrusions Ex	ported to Australia from the People's Republic of C	China" SEF No. 14	8, 1 March 2010, Australian Customs & Border Protection Service.	Program 32: Venture Investment Fund of Hi-Tech Industry	Yes	
Export & brand	1	Superstar Enterprise Grant.	Provincial governments.	Refer to Certain Aluminium Extrusions Ex	ported to Australia from the People's Republic of C	China" SEF No. 14	8, 1 March 2010, Australian Customs & Border Protection Service.	Program 6 - Superstar Enterprise Grant	Yes	
Export & brand		One-time awards to enterprises whose products qualify for "Well-Known Trademarks of China" or "Famous Brands of China".	Provincial governments.	Refer to Certain Aluminium Extrusions Ex	ported to Australia from the People's Republic of 0	China" SEF No. 14	8, 1 March 2010, Australian Customs & Border Protection Service.	Program 2 - One-time Awards to Enterprises Whose Products Qualify for 'Well-Known Trademarks of China' and 'Famous Brands of China'	Yes	

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