

Executive Summary

of the

**Request for an Expiry Review
under Article 11(2) of Regulation 2016/1036
concerning imports of
molybdenum wires from China**

Submitted by



Prepared by

fieldfisher

1. The product concerned and the like product

1. The product concerned in the Initial Investigation was molybdenum wire, containing by weight 99.95% or more of molybdenum, of which the maximum cross-sectional dimension exceeds 1.35 mm but does not exceed 4.0 mm, originating in China. Regulation 871/2013 extended the measures to cover molybdenum wire, containing by weight 97% or more of molybdenum, of which the maximum cross-sectional dimension exceeds 1.35 mm but does not exceed 4.0 mm. Regulation 2015/1952 extended the measures to cover imports of molybdenum wire, containing by weight at least 97% of molybdenum, of which the maximum cross-sectional dimension exceeds 4.0 mm but does not exceed 11.0 mm. The product concerned currently falls within combined nomenclature (CN) code ex 8102 9600.
2. The molybdenum wire concerned by this request is subject to a conventional customs duty of 6.1% and a countrywide AD duty of 64.3% for imports from China.

2. Summary of the Request

3. This request is made by Plansee SE (hereinafter referred to as the Applicant) based on Article 11(2) of the Basic Regulation¹ with regard to the impending expiry of the anti-dumping (AD) duties imposed on imports of molybdenum wire (the product concerned) from the People's Republic of China (China).
4. Following an anti-dumping investigation, on 16 June 2010, Council Regulation 511/2010² imposed a definitive countrywide AD duty of 64.3% on imports of the product concerned from China. On 12 January 2012, Regulation 14/2012 extended the AD duties to imports of molybdenum wire from Malaysia.³ On 12 September 2013, Regulation 871/2013 extended the initial measures to imports of molybdenum wire containing by weight at least 97% of molybdenum of which the maximum cross-sectional dimension exceeds 1.35 mm but does not exceed 4.0 mm from China.⁴ On 29 October 2015, Regulation 2015/1925 extended the AD duties to imports of molybdenum wire, containing by weight at least 97% of molybdenum, of which the maximum cross-sectional dimension exceeds 4.0 mm but does not exceed 11.0 mm.⁵ On 29

¹ Regulation (EU) 2016/1036 of the European Parliament and of the Council of 8 June 2016 on protection against dumped imports from countries not members of the European Union, OJ 2016 L176/21.

² Council Implementing Regulation (EU) No 511/2010 of 14 June 2010 imposing a definitive AD duty and collecting definitively the provisional duty imposed on imports of certain molybdenum wires originating in the People's Republic of China, OJ 2010 L150/17.

³ Council Implementing Regulation (EU) No 14/2012 of 9 January 2012 extending the definitive anti-dumping duty imposed by Implementing Regulation (EU) No 511/2010 on imports of certain molybdenum wires originating in the People's Republic of China to imports of certain molybdenum wires consigned from Malaysia, whether declared as originating in Malaysia or not and terminating the investigation in respect of imports consigned from Switzerland, OJ 2012 L8/22.

⁴ Council Implementing Regulation (EU) No 871/2013 of 2 September 2013 extending the definitive anti-dumping duty imposed by Implementing Regulation (EU) No 511/2010 on imports of molybdenum wire, containing by weight at least 99.95 % of molybdenum, of which the maximum cross-sectional dimension exceeds 1,35 mm but does not exceed 4,0 mm, originating in the People's Republic of China to imports of molybdenum wire, containing by weight at least 97 % of molybdenum, of which the maximum cross-sectional dimension exceeds 1,35 mm but does not exceed 4,0 mm, originating in the People's Republic of China, OJ 2013 L 243/2.

⁵ Commission Implementing Regulation (EU) 2015/1952 of 29 October 2015 extending the definitive anti-dumping duty imposed by Council Implementing Regulation (EU) No 511/2010 on imports of molybdenum wire, containing by weight at least 99,95 % of molybdenum, of which the maximum cross-sectional dimension exceeds 1,35 mm but does not exceed 4,0 mm, originating in the People's Republic of China to imports of molybdenum wire, containing by weight at least 97 % of molybdenum, of which the maximum cross-sectional dimension exceeds 4,0 mm but does not exceed 11,0 mm, originating in the People's Republic of China, OJ 2015 L 284/100.

June 2016, Regulation 2016/1046⁶ extended the AD duties imposed by Regulation 511/2010 for a further 5-year period.

5. The effectiveness of the initial measures has repeatedly been undermined by the circumvention activities of the Chinese exporting producers. It was therefore only the first extension of the measures that allowed the EU industry finally to benefit from the restoration of a level playing field.
6. However, Chinese producers have continued to be present on the EU market at dumped and undercutting prices. This clearly demonstrates that the EU continues to be highly attractive to Chinese exporting producers. Considering that Chinese exporting producers continue to have very large State-supported molybdenum wire overcapacities (that significantly exceed total EU demand), it is reasonable to conclude that those producers will increase the intensity with which they target the EU market and re-cause injury to the EU industry should the AD measures be allowed to lapse.

3. Interested parties

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| EU molybdenum spray wire producers |
| Plansee SE |
| Osram GmbH |
| Chinese molybdenum spray wire producers and association |
| China Nonferrous Metals Industry Association |
| Chengdu Hongbo Industrial Co., Ltd |
| Jinduicheng Molybdenum Group Co., Ltd (JDC) |
| Luoyang Hi-tech Molybdenum & Tungsten Material Co., Ltd |
| Xiamen Honglu Tungsten Molybdenum Industry Co., Ltd |
| Zigong Cemented Carbide Corp. Ltd |
| EU users and importers of molybdenum spray wire |
| Arcimpex s.r.o. |
| Bochumer Verein Verkehrstechnik GmbH / Radsatzfabrik Ilsenburg GmbH |
| Bonatrans Group a.s. |
| CAF Construcciones y Axiliar de Ferrocarriles. |
| Daimler AG |
| Deutsche Bahn AG |
| ETS Moulin |
| Euroricambi S.p.A. |
| FBR Facondrehteile GmbH |
| Federal Mogul Friedberg GmbH |
| Flame Spray Technologies BV |
| GTV Ges. F. Thermischen Verschleiss Schutz GmbH |
| MET-VAL S.R.L. |
| Miba Steeltec s.r.o. |
| Oerlikon Friction Systems (Germany) GmbH |
| Oerlikon Friction Systems (Italia) S.r.l |
| Oerlikon Metco Coating Services GmbH |
| P.M.C. Plasma Metallized Coating Srl |
| Parker Hannifin Manufacturing Srl |

⁶ Commission Implementing Regulation (EU) 2016/1046 of 28 June 2016 imposing a definitive anti-dumping duty on imports of certain molybdenum wires originating in the People's Republic of China following an expiry review pursuant to Article 11(2) of Council Regulation (EC) No 1225/2009, OJ 2016 L 170/19.

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| Peugeot Citroen Automobiles S.A. |
| Praxair S.R.L. Societa Unipersonale |
| Scania CV AB |
| Schwihag UK |
| Several small customers of PLANSEE |
| SUMINISTROS IND. GAME, S.A. |
| Volkswagen Slovakia, a.s. |
| Volvo Powertrain Sweden |
| ZF Friedrichshafen AG |

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