Commission Implementing Regulation (EU) 2017/659 of 6 April 2017 amending Implementing Regulation (EU) 2017/141 imposing definitive anti-dumping duties on imports of certain stainless steel tube and pipe butt-welding fittings, whether or not finished, originating in the People's Republic of China and Taiwan

COMMISSION IMPLEMENTING REGULATION (EU) 2017/659

of 6 April 2017

amending Implementing Regulation (EU) 2017/141 imposing definitive anti-dumping duties on imports of certain stainless steel tube and pipe butt-welding fittings, whether or not finished, originating in the People's Republic of China and Taiwan

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to 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[(1)] and in particular Article 9(4) thereof,

Whereas:

(1) With Commission Implementing Regulation (EU) 2017/141[(2)], definitive anti-dumping duties were imposed on imports of certain stainless steel tube and pipe butt-welding fittings, whether or not finished, originating in the People's Republic of China and Taiwan.

(2) Implementing Regulation (EU) 2017/141 stated in recital (285) that the companies with individual anti-dumping duties must present a valid commercial invoice to the customs authorities of the Member States. However, this requirement was not made compulsory in the Regulation adopted.

(3) The measures provided for in this regulation are in accordance with the opinion of the Committee established by Article 15(1) Regulation (EU) 2016/1036.

(4) In view of the above and pursuant to Article 9(4) of Regulation (EU) 2016/1036, Article 1 of Implementing Regulation (EU) 2017/141 should be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Article 1 of Implementing Regulation (EU) 2017/141 is replaced by the following:

Article 1

1 A definitive anti-dumping duty is imposed on imports of tube and pipe butt-welding fittings, of austenitic stainless steel grades, corresponding to AISI types 304, 304L, 316, 316L, 316Ti, 321 and 321H and their equivalent in the other norms, with a greatest external diameter not exceeding 406,4 mm and a wall thickness of 16 mm or less, with a roughness average (Ra) of the surface finish not less than 0,8 micrometres, not flanged, whether or not finished, originating

Changes to legislation: *There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2017/659. (See end of Document for details)*

in the PRC and Taiwan. The product falls under CN codes ex 7307 23 10 and ex 7307 23 90 (Taric codes 7307 23 10 15, 7307 23 10 25, 7307 23 90 15, 7307 23 90 25).

2 The rates of the definitive anti-dumping duty applicable to the product described in paragraph 1 and produced by the companies listed below shall be as follows:

Company	**Definitive anti-dumping duty rate (%)**	**TARIC additional code**
Taiwan		
King Lai Hygienic Materials Co., Ltd	0,0	C175
Ta Chen Stainless Pipes Co., Ltd	5,1	C176
All other companies	12,1	C999
The People's Republic of China		
Zhejiang Good Fittings Co., Ltd	55,3	C177
Zhejiang Jndia Pipeline Industry Co., Ltd	48,9	C178
Suzhou Yuli Pipeline Industry Co., Ltd	30,7	C179
Jiangsu Judd Pipeline Industry Co., Ltd	30,7	C180
All other cooperating companies:		
ALFA Laval Flow Equipment (Kunshan) Co., Ltd	41,9	C182
Kunshan Kinglai Hygienic Materials Co., Ltd	41,9	C184
Wifang Huoda Pipe Fittings Manufacture Co., Ltd	41,9	C186
Yada Piping Solutions Co., Ltd	41,9	C187
Jiangsu Huayang Metal Pipes Co., Ltd	41,9	C188
All other companies	64,9	C999

3 The application of the individual duty rate specified for the companies mentioned in paragraph 2 shall be conditional upon presentation to the customs authorities of the Member States of a valid commercial invoice, on which shall appear a declaration dated and signed by an official of the entity issuing such invoice, identified by his/her name and function, drafted as follows: “I, the undersigned, certify that the (volume) of (product concerned) sold for export to the European Union covered by this invoice was manufactured by (company name and address) (TARIC additional code) in the (country concerned). I declare that the information provided in this invoice is complete and correct”. If no such invoice is presented, the duty rate applicable to “all other companies” shall apply.