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COMMISSION IMPLEMENTING REGULATION (EU) 2018/1579

of 18 October 2018

imposing a definitive anti-dumping duty and collecting definitively the provisional duty imposed on imports of certain pneumatic tyres, new or retreaded, of rubber, of a kind used for buses or lorries, with a load index exceeding 121 originating in the People's Republic of China and repealing Implementing Regulation (EU) 2018/163

(OJ L 263, 22.10.2018, p. 3)

Amended by:

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		No	page	date
►**M1**	Commission Implementing Regulation (EU) 2018/1690 of 9 November 2018	L 283	1	12.11.2018

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COMMISSION IMPLEMENTING REGULATION (EU) 2018/1579

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Article 1

1. A definitive anti-dumping duty is imposed on imports of certain pneumatic tyres, new or retreaded, of rubber, of a kind used for buses or lorries, with a load index exceeding 121, currently falling within CN codes 4011 20 90 and ex 4012 12 00 (TARIC code 4012 12 00 10) and originating in the People's Republic of China.

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

Company	Definitive anti-dumping duty	TARIC Additional Code
Xingyuan Tire Group Ltd, Co.; Guangrao Xinhongyuan Tyre Co., Ltd	4,48	C331
Giti Tire (Anhui) Company Ltd; Giti Tire (Fujian) Company, Ltd; Giti Tire (Hualin) Company Ltd; Giti Tire (Yinchuan) Company, Ltd	36,89	C332
Aeolus Tyre Co., Ltd; Aeolus Tyre (Taiyuan) Co., Ltd; Qingdao Yellow Sea Rubber Co., Ltd; Pirelli Tyre Co, Ltd	0,37	C333
Chongqing Hankook Tire Co., Ltd; Jiangsu Hankook Tire Co., Ltd	38,98	C334
Other cooperating companies listed in the Annex I	21,62	See Annex I
Other cooperating companies listed in the Annex II	0	See Annex II
All other companies	4,48	C999

3. The application of the individual duty rates specified for the companies listed in paragraph 2 or in Annexes I or II shall be conditional upon presentation to the Member States' customs authorities 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 name and function, drafted as follows: ‘I, the undersigned, certify that the (item(s)) of (product concerned) sold for export to the European

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Union covered by this invoice was manufactured by (company name and address) (TARIC additional code) in the People's Republic of China. I declare that the information provided in this invoice is complete and correct.' If no such invoice is presented, the duty applicable to all other companies shall apply.

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4. The Commission shall monitor imports of road, trailer and semi-trailer wheels fitted with pneumatic tyres, new or retreaded, of rubber, of a kind used for buses or lorries, with a load index exceeding 121, under TARIC codes 8708 70 10 15, 8708 70 10 80, 8708 70 50 15, 8708 70 50 80, 8708 70 91 15, 8708 70 99 15, 8716 90 90 15 and 8716 90 90 80.

5. Unless otherwise specified, the relevant provisions in force concerning customs duties shall apply. The default interest to be paid in case of reimbursement that gives rise to a right to payment of default interest shall be the rate applied by the European Central Bank to its principal refinancing operations, as published in the C series of the *Official Journal of the European Union*, in force on the first calendar day of the month in which the deadline falls, increased by three and a half percentage points.

6. In cases where goods have been damaged before entry into free circulation and, therefore, the price actually paid or payable is apportioned for the determination of the customs value pursuant to Article 131 of Commission Implementing Regulation (EU) 2015/2447, the amount of anti-dumping duty laid down in paragraph 2 shall be reduced by a percentage which corresponds to the apportioning of the price actually paid or payable.

Article 2

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Article 1(2) may be amended by adding the new exporting producer to the list of companies identified in the table and subject to an individual duty not exceeding the duty rate applicable to those companies that cooperated in the anti-dumping investigation but not in the anti-subsidy investigation, where any new exporting producer in the People's Republic of China provides sufficient evidence to the Commission that:

(a) it did not export to the Union the product concerned in Article 1(1) in the period between 1 July 2016 and 30 June 2017 (investigation period);

(b) it is not related to any exporter or producer in the People's republic of China which is subject to the anti-dumping measures imposed by this Regulation;

(c) it has actually exported to the Union the product concerned after the investigation period on which measures are based, or it has entered into an irrevocable contractual obligation to export a significant quantity to the Union.

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Article 3

The amounts secured by way of the provisional anti-dumping duties pursuant to Commission Implementing Regulation (EU) 2018/683 shall be definitively collected. The amounts secured in excess of the definitive amount of euros per item of the anti-dumping duties contained in Article 1(2) of this Regulation shall be released.

Article 4

The Commission Implementing Regulation (EU) 2018/163 is repealed.

Article 5

This Regulation shall enter into force on the day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

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ANNEX 1

Cooperating Chinese exporting producers not sampled:

Name of the Company	TARIC additional code
Bayi Rubber Co., Ltd	C335
Bridgestone (Huizhou) Tire Co., Ltd	C336
Chaoyang Long March Tyre Co., Ltd	C338
Guizhou Tyre Co., Ltd	C340
Jiangsu General Science Technology Co., Ltd	C341
Megalith Industrial Group Co., Ltd	C342
Michelin Shenyang Tire Co., Ltd	C343
Nanjing Kumho Tire Co., Ltd	C344
Ningxia Shenzhou Tire Co., Ltd	C345
Prinx Chengshan (Shandong) Tire Co., Ltd	C346
Qingdao Doublestar Tire Industrial Co., Ltd	C347
Qingdao Fudong Tyre Co., Ltd	C348
Qingdao Hairunsen Tyre Co., Ltd	C349
Qingdao GRT Rubber Co., Ltd	C350
Sailun Jinyu Group Co., Ltd	C351
Shaanxi Yanchang Petroleum Group Rubber Co., Ltd	C352
Shandong Kaixuan Rubber Co., Ltd	C353
Shandong Changfeng Tyres Co., Ltd	C354
Shandong Haohua Tire Co., Ltd	C355
Shandong Hengfeng Rubber & Plastic Co., Ltd	C357
Shandong Hengyu Science & Technology Co., Ltd	C358
Shandong Homerun Tires Co., Ltd	C359
Shandong Huasheng Rubber Co., Ltd	C360
Shandong Hugerubber Co., Ltd	C361
Shandong Jinyu Tire Co., Ltd	C362
Shandong Linglong Tyre Co., Ltd	C363
Shandong Mirage Tyres Co., Ltd	C364
Shandong Vheal Group Co., Ltd	C365

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Name of the Company	TARIC additional code
Shandong Wanda Boto Tyre Co., Ltd	C366
Shandong Wosen Rubber Co., Ltd	C367
Shandong Yongfeng Tyres Co., Ltd	C368
Shandong Yongsheng Rubber Group Co., Ltd; Shandong Santai Rubber Co., Ltd	C369
Shandong Yongtai Group Co., Ltd	C370
Shanghai Huayi Group Corp. Ltd; Double Coin Group (Jiang Su) Tyre Co., Ltd	C371
Shengtai Group Co., Ltd	C372
Toyo Tire (Zhucheng) Co., Ltd	C374
Triangle Tyre Co., Ltd	C375
Weifang Goldshield Tire Co., Ltd	C376
Weifang Shunfuchang Rubber And Plastic Products Co., Ltd	C377
Xuzhou Armour Rubber Company Ltd	C378

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ANNEX 2

Other non sampled Chinese exporting producers cooperating in the anti-dumping investigation, but not in the anti-subsidy investigation:

Name of the Company	TARIC additional code
Briway Tire Co., Ltd	C337
Goodyear Dalian Tire Co., Ltd	C339
Shandong Hawk International Rubber Industry Co., Ltd	C356
Sichuan Kalevei Technology Co., Ltd	C373
Zhongce Rubber Group Co., Ltd	C379