



**BEFORE THE TRADE REMEDIES AUTHORITY**

IN THE MATTER OF:

ANTI-DUMPING PROCEEDINGS CONCERNING  
IMPORTS OF ELECTRIC BICYCLES  
ORIGINATING IN THE PEOPLE'S REPUBLIC OF CHINA

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REQUEST FOR A NEW EXPORTER REVIEW

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Counsel:

East & Concord Partners

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The Applicants:

Jinhua Otmar Technology Co.,Ltd

101, Unit 1, Building 16, No. 168, Kechang Road,

Qiubin Street Wucheng District, Jinhua City,

Zhejiang Province, China,321016

And

Jinhua Seno Technology Co.,Ltd

Unit 2, Building 16, No. 168, Kechang Road,

Qiubin Street,Wucheng District,

Jinhua City, Zhejiang Province, China,321016

## **INTRODUCTION**

[1] This request for a new exporter review, in the anti-dumping proceedings concerning imports of electric bicycles originating in the People’s Republic of China (“PRC”), is submitted on behalf of Jinhua Otmar Technology Co.,Ltd (“Jinhua Otmar”) and Jinhua Seno Technology Co.,Ltd (“Jinhua Seno”) (together referred to as “the Applicants”) pursuant to the provisions of Regulation 71 of The Trade Remedies (Dumping and Subsidisation) (EU Exit) Regulations 2019 (D&S Regs) as amended by regulation 94B D&S Regs. (“Regulation 71 and the Amendment”).

[2] The Applicants are both limited liability company. Jinhua Otmar was established on 25 May 2018 pursuant to the relevant laws of China with registered capital of **【Deleted, Business Secrets】** , and Jinhua Seno was established on 8 September 2021 pursuant to the relevant laws of China with registered capital of **【Deleted, Business Secrets】** . Jinhua Otmar and Jinhua Seno are related companies, both of which are exporting producers of electric bicycles.

Please see the following for the full names and addresses of the Applicants in English and Chinese as well as the contact details:

Company Name: Jinhua Otmar Technology Co.,Ltd  
(In Chinese: 金华澳特玛科技有限公司)

Address: 101, Unit 1, Building 16, No. 168, Kechang Road, Qiubin Street Wucheng District, Jinhua City, Zhejiang Province, China,321016  
(In Chinese: 中国浙江省金华市婺城区秋滨街道科畅街 168 号 16 幢 1 单元 101)

Contract Person: **【Deleted, Personal Information】**

Tel: **【Deleted, Personal Information】**

Fax: **【Deleted, Personal Information】**

Company Name: Jinhua Seno Technology Co.,Ltd  
(In Chinese: 金华森鲁科技有限公司)

Address: Unit 2, Building 16, No. 168, Kechang Road, Qiubin Street  
Wucheng District, Jinhua City, Zhejiang Province,  
China,321016

(In Chinese: 中国浙江省金华市婺城区秋滨街道科畅街168  
号16幢2单元)

Contract Person: **【Deleted, Personal Information】**

Tel: **【Deleted, Personal Information】**

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## **PROCEDURAL AND LEGISLATIVE BACKGROUND**

[3] The European Commission (hereinafter referred to as “the Commission”) published the Notice of initiation of an anti-dumping proceeding concerning imports of electric bicycles originating in the PRC, in the Official Journal of the European Union on 20 October 2017 (OJ 2017/C 353/06). The investigation period was from 1<sup>st</sup> October 2016 to 30<sup>th</sup> September 2017.

[4] Following the investigation, the definitive anti-dumping duties were imposed by Commission Implementing Regulation (EU) No 2019/73 on imports of electric bicycles originating in the PRC, which was published in OJ L 16/108 dated 18<sup>th</sup> January 2019, and last amended by Corrigendum to Commission Implementing Regulation (EU) 2019/73,

which was published in OJ L 16 I/1. By Commission Implementing Regulation (EU) No 2019/73, the definitive measures imposed are as follows:

Company	Countervailing duty	Anti-dumping duty	Combining duty
Bodo Vehicle Group Co., Ltd.	15.10%	58.30%	73.40%
Giant Electric Vehicle (Kunshan) Co., Ltd	3.90%	20.70%	24.60%
Jinhua Vision Industry Co., Ltd and Yongkang Hulong Electric Vehicle Co., Ltd.	8.50%	10.30%	18.80%
Suzhou Rununion Motivity Co., Ltd.	17.20%	62.10%	79.30%
Yadea Technology Group Co., Ltd	10.70%	37.40%	48.10%
Other co-operating companies in the anti-dumping investigation (with the exception of the companies subject to the parallel countervailing duty rate for all other companies Implementing Regulation (EU) 2019/72(1))	9.20%	24.20%	33.40%
Other co-operating companies in the anti-dumping investigation, subject to the parallel countervailing duty for all	17.20%	16.20%	33.40%

other companies Implementing Regulation (EU) 2019/72)			
Non-cooperating companies in the anti- dumping investigation, but cooperating in the parallel anti-subsidy investigation and listed in the Annex I of Implementing Regulation (EU) 2019/72	9.20%	70.10%	79.30%
All other companies	17.20%	62.10%	79.30%

[5] In the original investigation, sampling was applied for investigating the exporting producers in the PRC in accordance with Article 17 of the Basic Regulation.

[6] During transition period, the Secretary of State of UK reassessed the above-mentioned measures, and determined that these measures should be maintained from 1 January 2021.

**GROUND FOR THE REQUEST OF NEW EXPORTER REVIEW**

[7] The Applicants claim that a new exporter review is warranted for the reasons set out in Regulation 71 and the Amendment. The Applicants submit to the Trade Remedies Authority (“TRA”) that:

- a) Neither of them is related to any Chinese exporter who is subject to the current measure on electric bicycles and who exported electric bicycles into the EU during the EU POI, i.e., from 1<sup>st</sup> October 2016 to 30<sup>th</sup> September 2017;
- b) Neither of them exported electric bicycles to the EU during the EU POI;

c) Both of them have actually exported electric bicycles to the United Kingdom .

**1. Not related to any Chinese exporter who is subject to the current measure and who exported electric bicycles into the EU during the EU POI**

[8] The Applicants have no other related companies in China who is subject to the current measure on electric bicycles and who exported electric bicycles into the EU during the EU POI.

[9] Please refer to **Annex 1** for the declaration signed by the management of the Applicants.

**2. Not exporting electric bicycles to the EU during the EU POI**

[10] As mentioned above, Jinhua Otmar was established on 25 May 2018, and Jinhua Seno was established on 8 September 2021. Therefore, neither of the Applicants can export electric bicycles to the EU during the EU POI, i.e., from 1<sup>st</sup> October 2016 to 30<sup>th</sup> September 2017.

**3. Having actually exported electric bicycles to the United Kingdom**

[11] Jinhua Otmar and Jinhua Seno have both actually exported several transactions of electric bicycles to the United Kingdoms after the period of investigation. Please refer to **Annex 2** for the sample sales documents of Jinhua Otmar and **Annex 3** for the sample sales documents of Jinhua Seno.

**FORMAL REQUEST OF NEW EXPORTER REVIEW**

[12] The Applicants hereby respectfully request the TRA to initiate the new exporter review in accordance with the provisions of Regulation 71 and the Amendment. Since in the EU original investigations, non-sampled companies which cooperated in the anti-dumping investigation have been granted a combining duty rate of anti-dumping and countervailing duty rates, which is 33.4%, no matter whether they cooperated in the anti-subsidy investigation or not. Thus, the Applicants request the TRA to grant the Applicants the combining duty rate of 33.4%. The Applicants will cooperate fully in the investigation and undertake to provide further information that the TRA may require and subject itself to the TRA's verification of the data and information provided by them.

Submitted on behalf of Jinhua Otmar Technology Co.,Ltd and Jinhua Seno Technology Co.,Ltd

**【Deleted, Personal Information】** ,Partner  
East & Concord Partners

## **Annex 1**

### **Declaration signed by the management of Applicants**







JINHUA SENO TECHNOLOGY CO.,LTD

2 Unit,16 Building ,168 Kechang road, qiubin street, Wucheng area,Jinhua,Zhejiang, CHINA

## Declaration Statement

I, Ms. XUE Jiaojiao, declare that Jinhua Seno Technology Co.,Ltd is not related to any company in China subject to the anti-dumping duty applicable to imports of electric bicycles originating in the People's Republic of China.

3 March 2022

Date

Signature of authorized official



Company stamp

Ms. XUE Jiaojiao, General Manager

Name and title of authorized official

## **Annex 2**

### **Sample Sales Documents-Otmar 【Confidential】**

*\* These documents are involved with the sales information and business secrets of the Applicant and the disclosure of these documents is against the Applicant's interest.*

## **Annex 3**

### **Sample Sales Documents-Seno 【Confidential】**

*\* These documents are involved with the sales information and business secrets of the Applicant and the disclosure of these documents is against the Applicant's interest.*