Overseas Government Department – Verification Review

Case TS0002: Rainbow Trout exported from Turkey

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| ***NOTE:*** *The views and opinions in this report will be reviewed by the case investigator teams and may not reflect the final decision of the Trade Remedies Authority.* |

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1. Introduction
   1. Review outline

On 28th February 2020, the Secretary of State for International Trade (the Secretary of State) published a Notice of Determination[[1]](#endnote-2) regarding the countervailing duty on certain rainbow trout originating in Turkey. In accordance with The Trade Remedies (Dumping and Subsidisation) (EU Exit) Regulations 2019 (D&S Regs) and this Notice, the Trade Remedies Authority (TRA) was required to conduct a transition review of the original EU measure imposing this countervailing duty.

On 4th March 2020, the Secretary of State published a Notice to initiate a transition review of the aforementioned EU trade remedies measure in relation to certain rainbow trout originating in Turkey. This Notice of Initiation[[2]](#endnote-3) had the effect of initiating the transition review.

The period of investigation (POI) for this transition review is 1st January 2019 to 31st December 2019. In order to assess injury, the TRA examined the period from 1st January 2016 to 31st December 2019.

* 1. Communication Details

The global Covid-19 pandemic affected the verification team’s ability to conduct site visits and verify the data in person. All the verification activity with The Ministry of Trade of the Republic of Turkey took place remotely. The TRA had several substantive email exchanges with representatives of the Ministry of Trade for the Republic of Turkey to clarify elements of the organisation’s submissions. All of the TRA’s questions were answered satisfactorily by email and neither telephone nor face-to-face video communications were required.

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| **Organisation name:** | Türkiye Cumhuriyeti, Ticaret Bakanlığı (Ministry of Trade of the Republic of Turkey) |
| **Address:** | Söğütözü Mah. 2176. Sk. No:63 06530 Çankaya / ANKARA |
| **Communication details:** | Remote verification via email correspondence |
| **Between:** | **On behalf of Ministry of Trade of the Republic of Turkey**  [confidential] |
| **On behalf of the Trade Remedies Authority**  [confidential] |

1. Organisation Verification

The Ministry of Trade is a government ministry office of the Republic of Turkey, responsible for trade related affairs in Turkey. During this review, the Ministry has acted on behalf of the broader government of the Republic of Turkey.

The TRA reviewed the submission by the Ministry of Trade of the Government of Turkey and compared it to information from their public website and submissions from other interested parties. This process has given the TRA assurance that it is reasonable to treat the data as complete, relevant and accurate.

1. Data Use
   1. Legislation

Under ‘The Trade Remedies (Dumping and Subsidisation) (EU Exit) Regulations 2019’ (The Regulations), 62(1) Before making a final affirmative or final negative determination for the purpose of paragraph 11(5) of Schedule 4 to the Act, The TRA must—

(b) inform interested parties who have supplied information that has been considered by the TRA—

(i) how it has used the information supplied by that party in making the intended final determination; and

(ii) of the details of the TRA's analysis forming the basis of the intended final determination.

* 1. How we used information provided

The TRA used the data provided by the Ministry of Trade of the Republic of Turkey to:

* Verify data on the structure and scale of the relevant aquaculture industry in Turkey
* Support our understanding of the broader aquacultural subsidy environment in Turkey
* Verify the legislation and operations of Programme [confidential] as they related to [confidential].

* Verify the legislation and operations of Programme [confidential] as they related to [confidential].
  1. How this informed our analysis

The TRA verified the submission by The Ministry of Trade of the Republic of Turkey by comparing it to information provided by both Selina Balık and the Özpekler Group. Based on this comparison, the TRA satisfied itself that both Selina Balık and the Özpekler Group were in receipt of countervailable subsidies during the Period of Investigation. This supported the TRA’s argument that, on the balance of probabilities, injury to the domestic industry was likely were the existing remedial measure to be revoked.

1. Endnotes

1. Notice of Determination: <https://www.gov.uk/government/publications/trades-remedies-notice-countervailing-duty-on-certain-rainbow-trout-originating-in-turkey/notice-of-determination-countervailing-duty-on-certain-rainbow-trout-originating-in-turkey> [↑](#endnote-ref-2)
2. Notice of Initiation (Case TS0002), available on: <https://www.trade-remedies.service.gov.uk/public/case/TS0002/submission/3087908c-b98b-4c21-9a72-ad78029fb8f6/> [↑](#endnote-ref-3)