



Ottawa, March 24, 2009

MEMORANDUM D15-2-53

In Brief

CERTAIN THERMOELECTRIC COOLERS AND WARMERS ORIGINATING IN OR EXPORTED FROM THE PEOPLE'S REPUBLIC OF CHINA

Application of anti-dumping and countervailing duty

1. This memorandum refers to the application of anti-dumping and countervailing duty to importations of thermoelectric containers that provide cooling and/or warming with the use of a passive heat sink and a thermoelectric module, excluding liquid dispensers, originating in or exported from the People's Republic of China.
2. The memorandum is divided into seven sections, all under "Guidelines and General Information."
3. A description of the goods is provided.
4. The milestone dates of the investigation are provided, along with the applicable classification numbers.
5. Information regarding the normal value of subject goods and anti-dumping and countervailing duties is provided.



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CERTAIN THERMOELECTRIC COOLERS AND WARMERS ORIGINATING IN OR EXPORTED FROM THE PEOPLE'S REPUBLIC OF CHINA

This memorandum refers to the application of anti-dumping and countervailing duty in accordance with section 3 of the *Special Import Measures Act* (SIMA) to importations of thermoelectric containers that provide cooling and/or warming with the use of a passive heat sink and a thermoelectric module, excluding liquid dispensers, originating in or exported from the People's Republic of China. These duties are applied as a result of the findings of injury by the Canadian International Trade Tribunal (Tribunal).

GUIDELINES AND GENERAL INFORMATION

1. The subject goods are defined as:

“Thermoelectric containers that provide cooling and/or warming with the use of a passive heat sink and a thermoelectric module, excluding liquid dispensers, originating in or exported from the People's Republic of China.”

2. The dates of the proceedings and findings in this matter are:

Action	Date
Initiation of Investigation	May 15, 2008
Preliminary Determination	August 13, 2008
Final Determination	November 10, 2008
Tribunal Injury Findings	December 11, 2008

3. The subject goods are generally classified under the following 10-digit Harmonized System classification number 8418.69.00.00.

The following 10-digit Harmonized System classification numbers are also used:

8418.50.10.00
8418.50.29.00
8418.61.91.90
8418.99-90.90

4. The liability for anti-dumping and countervailing duties results from the proceedings conducted under SIMA and from the findings of the Tribunal.

5. Information regarding the normal value of the goods in question and the amount of anti-dumping and countervailing duty payable should be obtained from the exporter. For more details, see Memorandum D14-1-2, *Disclosure of Normal Value and Export Price Established Under the Special Import Measures Act to Importers*, which outlines the conditions under which the Canada Border Services Agency (CBSA) may release the information on normal values to importers.

6. For importations of subject goods originating in or exported from China, for which there is no specific normal value, anti-dumping duty is 37% of the export price, as determined under section 24, 25 or 29 of SIMA.

7. For importations of subject goods originating in or exported from China for which the exporter has not been issued a specific amount of subsidy, the countervailing duty is equal to 53.27 Chinese Renminbi (RMB)/unit.

REFERENCES

ISSUING OFFICE – Trade Programs Directorate Admissibility Branch	HEADQUARTERS FILE – 4214-21, 4218-25
LEGISLATIVE REFERENCES – <i>Special Import Measures Act</i> , section 3	OTHER REFERENCES – D14-1-2
SUPERSEDED MEMORANDA “D” –	

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