

Sayı: 17812098-TİM.AKİB.GSK.TAR.2021/510-5225

Mersin, 6/10/2021

Konu: AB'nin Gökkuşuğu Alabalık Sübvansiyon Önlemlerini Gözden Geçirme Soruşturması

E-POSTA/DUYURU

Sayın Üyemiz,

İlgi: 21.09.2021 tarih ve 4949 sayılı yazımız.

Bilindiği üzere, İlgi'de kayıtlı yazımızla, Avrupa Komisyonu tarafından, 20 Eylül 2021 tarihinde ülkemiz menşeli "gökkuşuğu alabalıkları" ithalatına karşı yürürlükte olan sübvansiyon önlemlerine ilişkin bir gözden geçirme soruşturmasının başlatıldığı bildirilmişti.

Bu defa, Ticaret Bakanlığından söz konusu soruşturma ile ilgili olarak alınan yazıda, Avrupa Birliği Komisyonu tarafından Ticaret Bakanlığına gönderilen ve bir örneği ekte paylaşılan 05 Ekim 2021 tarihli Nota'da soruşturmanın açılmasını müteakip Komisyon yetkilileri ile iletişime geçen üretici ihracatçı firmalarımızdan/firma gruplarından ülkemizden yapılan ithalatın % 64'ünü kapsayacak şekilde en yüksek ihracat yapan 3 firmanın örnekleme alınmasına karar verildiği ifade edilmiş olup, bahsi geçen firmalar aşağıda sunulmuştur:

- GÜMÜŞDOĞA SU ÜRÜNLERİ ÜRETİM İHRACAT VE İTHALAT A.Ş.
- FISHARK SU ÜRÜNLERİ ÜRT. SAN. VE TİC A.Ş.
- ÖZPEKLER İNŞAAT TAAHHÜT DAY. TÜKETİM MALLARI SAN. VE TİC. LTD. ŞTİ.

Anılan yazıda devamla, örnekleme ilişkin 3 gün içerisinde görüş verilebileceği belirtilmiş, örnekleme seçilmeyen ancak bireysel marj hesaplanmasını isteyen firmaların da https://trade.ec.europa.eu/tdi/case_details.cfm?id=2543 linki aracılığıyla dolduracağı soru formlarını Komisyona iletilmesinin beklendiği, ancak bu firmalara ayrı hesaplama yapmanın soruşturma sürecini uzatacak şekilde külfetli olduğuna karar verilirse ayrı hesaplama yapılmayacağı bildirilmiştir.

Bu çerçevede Komisyonun örnekleme seçimine ilişkin görüşünüzün en geç **07 Ekim 2021 tarihi saat 17.00'ye kadar** TRADE-R749-TROUT-SUBSIDY@ec.europa.eu adresine iletilmesi beklenmektedir.

Bilgileri ve gereğini rica ederim.

Mehmet Ali ERKAN
Genel Sekreter

Ek: AB Komisyonu notaları (5 sayfa)





EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR TRADE

Directorate G – Trade Defence

Brussels, 5 October 2021
t21.006875

**All cooperating exporting
producers not sampled**

By TRON

Subject: R749: anti-subsidy review concerning imports of certain rainbow trout originating in Turkey

Dear Sir, / Dear Madam,

In accordance with the legislation in force¹, on 20 September 2021 the European Commission initiated an anti-subsidy proceeding concerning imports of certain rainbow trout originating in Turkey.

After analysing the sampling information received from exporting producers, the European Commission has decided to limit the investigation to a reasonable number of parties by using a sample in accordance with Article 27(1) of the basic anti-subsidy Regulation.

Please note that your company **does not** form part of this sample. Any comments you may have in relation to the proposed sample as indicated below should be communicated within 3 days of this letter, i.e. by **Friday 8 October 2021** at the latest.

Company
GÜMÜŞDOĞA SU ÜRÜNLERİ ÜRETİM İHRACAT VE İTHALAT A.Ş.
FISHARK SU URUNLERI URT. SAN. VE TIC A.S.
ÖZPEKLER İNŞAAT TAAHHÜT DAYANIKLI TÜKETİM MALLARI SANAYİ VE TİCARET LİMİTED ŞİRKETİ

If, however, you wish to request individual examination, please complete the questionnaire for exporting producers, published on the website of DG TRADE by **Friday 5 November 2021**. The link to the questionnaire is:

¹ Regulation (EU) 2016/1037 of the European Parliament and of the Council of 8 June 2016 on protection against subsidised imports from countries not members of the European Union (OJ L 176, 30.6.2016, p. 55)

https://trade.ec.europa.eu/tdi/case_details.cfm?id=2543

In accordance with Article 27(3) of the basic Regulation, **your request will not be examined if the individual examinations would be unduly burdensome and prevent completion of the investigation in good time.**

Please submit your reply **via TRON.tdi:**

<https://webgate.ec.europa.eu/tron/TDI>

The TRON User's guide can be accessed here:

<https://tron.trade.ec.europa.eu/tron/resources/documents/usersGuide.pdf>

If you want your reply, or any part thereof, treated as confidential, please note that, in accordance with Article 29 of the basic Regulation, you must make a request justifying such treatment. Please label all submissions for which you request confidential treatment, as '*Sensitive*'².

When submitting '*Sensitive*' information, you must also provide a non-confidential summary, as required under Article 29(2) of the basic Regulation. Summaries must be sufficiently detailed to permit a reasonable understanding of the substance of the confidential information submitted. Please label this non-confidential summary '*For inspection by interested parties*'. This will be added to the file for inspection by interested parties.

If you fail to justify confidential treatment and/or do not provide a meaningful non-confidential summary, the Commission may disregard your submission, in accordance with Article 29(3). If you submit only one version that is not marked "Sensitive", the Commission will assume that it can be added to the file for inspection by interested parties.

Please note the instructions for correspondence with the European Commission in trade defence cases, which are found here:

http://trade.ec.europa.eu/doclib/docs/2011/june/tradoc_148003.pdf.

If you have any queries or require further information, please contact the Commission services. In view of the strict time limits, you are advised to do so without delay to TRADE-R749-TROUT-SUBSIDY@ec.europa.eu

Yours faithfully,

² Please note that confidential information falls under the term 'sensitive' according to the internal rules of the European Commission. The Commission only considers documents labelled 'sensitive' as confidential documents under Article 19 of Regulation (EU) 2016/1036 of the European Parliament and the Council of 8 June 2016 and Article 6 of the WTO Agreement on Implementation of Article VI of the GATT 1994 (Anti-dumping Agreement). The Commission considers all documents that are not labelled 'sensitive', as non-confidential documents under these provisions. Therefore, any replies which contain confidential information must be labelled 'Sensitive'.

Lukas PEJCOCH
Head of Sector



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR TRADE

Directorate G – Trade Defence

Brussels, 5 October 2021
t21.006878

NOTE FOR THE FILE FOR INSPECTION BY INTERESTED PARTIES

Subject: R749 Anti-subsidy review concerning imports of certain rainbow trout originating in Turkey

In accordance with Article 19 of the legislation in force¹, on 20 September 2021 the European Commission initiated an anti-subsidy proceeding concerning imports of certain rainbow trout originating in Turkey.

After analysing the sampling replies received from 16 exporting producers, the Commission has decided to limit the investigation to a reasonable number of parties in accordance with Article 27(1) of basic anti-subsidy Regulation.

The Commission hereby informs interested parties of the sample of exporting producers, as specified in Section 4.2(a) of the Notice of Initiation. Pursuant to Article 27 of the basic Regulation, the selection of the sample was based on the largest representative volume of exports to the Union during the review investigation period, which can reasonably be investigated within the time available.

Based on the information available at this stage, the proposed sample accounts for 64% of the estimated total export volume to the Union from Turkey in the review investigation period.

The proposed sampled companies are:

Company
GÜMÜŞDOĞA SU ÜRÜNLERİ ÜRETİM İHRACAT VE İTHALAT A.Ş.
FISHARK SU URUNLERI URT. SAN. VE TIC A.S.
ÖZPEKLER İNŞAAT TAAHHÜT DAYANIKLI TÜKETİM MALLARI SANAYİ VE TİCARET LİMİTED ŞİRKETİ

As announced in the Notice of Initiation, any comments on the sample selection must be sent within 3 days of the date of this notification to TRADE-R749-TROUT-SUBSIDY@ec.europa.eu. Based on comments from interested parties and on any

¹ Regulation (EU) 2016/1037 of the European Parliament and of the Council of 8 June 2016 on protection against subsidised imports from countries not members of the European Union ('the basic anti-subsidy Regulation') (OJ L 176, 30.6.2016, p. 55)

additional information made available to the European Commission during the investigation, the proposed sample may be amended if appropriate.