



Imports of Potassium Chloride Originating in Belarus

As announced in Commission Regulation 1050/2006 (Official Journal L191, 12.7.2006) the European Commission agreed to impose a definitive anti-dumping duty of 27.5% on the import of potassium chloride falling to commodity codes 3104 20 50 10, 3104 20 50 90 and 3104 20 90 00 and originating in Belarus. This anti-dumping duty will not be collected provided the total imported quantity of potassium chloride has not reached an annual quantitative ceiling of 700,000 tonnes. The management of this amount will be by import licence. Commission Regulation (EC) No. 1818/2006 (Official Journal L349, 12 December 2006) sets out the administration which is also set out below. The regime is expected to last until 12 July 2011.

2. Imports of potassium chloride originating in Belarus and entered into free circulation on or after 1 January 2007, regardless of when the goods were shipped will need an import licence. Applications for an allocation from the 2007 quota cannot be submitted before 1 January 2007.
3. Only importers who are economic operators carrying out themselves, or through a representative acting on their behalf, the formalities for the release for free circulation may apply.
4. Eligible importers may apply to any Member State for an import licence. Those wishing to apply to the UK should complete form ILB/W and send it to ILB at the above address. As part of the application the traders must sign a declaration stating "I, the undersigned, declare that all information presented in this request is true, correct and in conformity with the requirements of Commission Regulation (EC) 1818/2006." This should be done on a separate piece of paper. The importer will also need to support the application with the original contract agreed and signed between the exporter and the importer.
5. The quota will be allocated on a first come first served basis. Importers wishing to be considered for an allocation are invited to submit applications as set out in paragraph 4. Details of valid applications will be submitted to Brussels.
6. Import licences will be issued to successful applicants and will be valid for 3 months from the date of issue. Unless the application was submitted on or after 1 October in which case any licence arising from that application will expire 31 December of the year of issue. The import licences are not transferable. Unsuccessful applicants will be notified.
7. Successful applicants shall return the expired import licences within 10 working days after the date of their expiry. Importers shall not apply for a new import authorisation if 85% of the quantity of their valid import licence has not been imported. As electronic import licences are issued by ILB for use in the UK, ILB will check the licence's usage with HM Revenue & Customs.
8. Should the quota become fully allocated during 2007 additional quota is not expected to become available.
9. The anti-dumping duty of 27.5% will be levied against imports of potassium chloride not supported by a valid import licence.
10. The above licensing arrangements do not apply to imports of special mixtures containing potash in quantities of 35% or more by weight, but subject to a 62% maximum limit and classifiable under commodity codes 3105 20 10 10 and 3105 20 10 20, 3105 20 90 10, 3105 20 90 20, 3105 60 90 10, 3105 60 90 20, 3105 90 91 10, 3105 90 91 20, 3105 90 99 10 and 3105 90 99 20. These imports shall be subject to the 27.5% anti-dumping duties
11. On 1 January the Open General Import Licence will be amended to stop the import of potassium chloride falling to commodity codes 3104 20 50 10, 3104 20 50 90 and 3104 20 90 00 and originating in Belarus under its authority.

Enquiries

import licensing issues

Anne Simpson

Import Licensing Branch

Tel: 01642 364241

Fax: 01642 364240

anti dumping policy issues

Eugene MacAleese

Europe World Trade

Tel: 0207 215 5030

Fax: 0207 215 2234

This notice is for information purposes only and has no force in law. Please note that where legal advice is required importer should make their own arrangements.