

# PV Module Import Restraints

January 30, 2018

Harry Clark



## PV Module Import Restraints and PV Power Projects



- SolarWorld Antidumping Duty (AD) and Countervailing Duty (CVD) Cases – Existing Duties
- Suniva/Solar World “Safeguard” Case Under Section 201 – *Additional Import Restraints Announced January 22*
- Issues in Application of Import Restraints to PV Power Projects



- The U.S. government administers antidumping and countervailing duties on imports of PV cells and modules from China and Taiwan
  - SolarWorld began prosecuting the underlying AD and CVD cases in 2012
  - AD cases address alleged “dumping” – unfair pricing
- CVD cases address alleged subsidization



- Only apply to crystalline silicon (“CSPV”) cells and modules of those cells – not thin film products
- Commerce Department calculates duty rates
- Apply only to imports of China-origin and Taiwan-origin devices
- Duty levels vary by foreign producer and change year-to-year

Find the full text of this and thousands of other resources from leading experts in over 30 legal practice areas in the [UT Law CLE eLibrary \(utcle.org/eLibrary\)](https://utcle.org/eLibrary)

## Title search: PV Module Import Restraints

First appeared as part of the conference materials for the  
2018 Renewable Energy Law session  
"CSPV Import Cases"