

# 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 dozens of legal practice areas in the [UT Law CLE eLibrary \(utcle.org/elibrary\)](http://utcle.org/elibrary)

Title search: PV Module Import Restraints

Also available as part of the eCourse

[2018 Renewable Energy Law eConference](#)

First appeared as part of the conference materials for the  
2018 Renewable Energy Law session

"CSPV Import Cases"