My authorities have instructed me to request consultations with the Government of the People’s Republic of China (“China”) pursuant to Articles 1 and 4 of the Understanding on Rules and Procedures Governing the Settlement of Disputes, Article XXII:1 of the General Agreement on Tariffs and Trade 1994 (“GATT 1994”), and Articles 4 and 30 of the Agreement on Subsidies and Countervailing Measures (“SCM Agreement”), with regard to certain measures providing subsidies contingent upon export performance to enterprises in several industries in China.

It appears that China provides export-contingent subsidies through a program establishing “Foreign Trade Transformation and Upgrading Demonstration Bases” ("Demonstration Bases") and “Common Service Platforms”. Demonstration Bases are industrial clusters of enterprises in several Chinese industries, including the textiles, agriculture, medical products, light industry, special chemical engineering, new materials, and hardware and building materials industries. Common Service Platforms are service suppliers designated by China to provide services to enterprises in Demonstration Bases. China designates an industrial cluster of enterprises in a particular industry as a Demonstration Base and then provides export-contingent subsidies to the enterprises located in the Demonstration Base. These subsidies include the provision of discounted or free services through Common Service Platforms or the provision of cash grants. In addition, it appears that China provides certain other export-contingent subsidies to Chinese manufacturers, producers, and farmers.

The Demonstration Base / Common Service Platform program and the export subsidies at issue are reflected in legal instruments that include, but are not limited to, the following, operating separately or collectively, as well as any amendments or related, successor, replacement, or implementing measures:

**Demonstration Base Instruments**

**Central Level**


Sub-Central Level


15. Guangdong Province Department of Commerce, Guangdong Province Department of


25. Opinions on the Guidance of Accelerating the Inner Mongolia Autonomous Region Foreign Trade Transformation and Upgrading Demonstration Bases Construction Work,


30. Opinions on Accelerating the Promotion of Shanxi Province Foreign Trade Transformation and Upgrading Demonstration Bases Construction, Shanxi Province Department of Commerce (26 October 2012).


49. Hebei Province Foreign Trade Development Twelfth Five-Year Plan, Hebei Province Department of Commerce (9 April 2012).


55. *Guangdong Province Interim Measure on the Administration of Foreign Trade Transformation and Upgrading Specialized Demonstration Bases*, Guangdong Province Foreign Trade Transformation and Upgrading Demonstration Bases Cultivation Work Leading Small Group, Yue Wai Jing Mao Guan Zi [2011] No. 31 (22 August 2011).


58. *Opinions on Accelerating the Promotion of Foreign Trade Transformation and Upgrading Demonstration Bases Construction*, Shandong Province Department of Commerce, Department of Finance, Lu Shang Wu Wai Mao Zi [2011] No. 609 (29 August 2011).


**Common Service Platform Instruments**

**Central Level**


Sub-Central Level


71. Fujian Province Measure on the Implementation and Administration of the Central Foreign Trade Development Special Fund, Fujian Province Department of Finance, Department of Commerce, Min Cai Wai [2014] No. 36 (29 August 2014).


73. Guangdong Province Department of Commerce, Guangdong Province Department of Finance Notice on Doing Well the Application Work of the 2014 Foreign Trade Development Special Fund Foreign Bases and Enterprise Upgrading Internalization Business Capability Projects, Guangdong Province Department of Commerce, Department of Finance, Yue Shang Wu Cai Han [2014] No. 113 (24 September 2014).

74. Advance Notice on Doing Well the Application Work of the 2014 Foreign Trade Development Special Fund Foreign Trade Common Service Platform Projects, Nanhai District (Foshan City, Guangdong Province) Economic and Science and Technology Promotion Bureau Foreign Trade Development Division (23 September 2014).


78. Hunan Province Department of Commerce Notice on Allocating the Foreign Trade Development Fund, Hunan Province Department of Commerce (28 August 2014).


100. **Notice on Organizing the Application for the 2013 Jilin Province Foreign Trade Common Service Platform Construction Fund Project**, Jilin Province Department of Commerce, Department of Finance (29 September 2013).


110. Qinghai Province Department of Commerce Notice on Organizing the Application of 2013 Foreign Trade Common Service Platform Construction Projects, Qinghai Province Department of Commerce (14 April 2013).


118. Notice on Doing Well the Administrative Work of the 2013 Guangdong Province Foreign Trade Common Service Platform Construction Fund, Guangdong Province Department
of Foreign Trade and Economic Cooperation, Department of Finance, Yue Wai Jing Mao Cai Zi [2013] No. 12 (17 September 2013).


129. Notice on Doing Well the Administrative Work of the 2013 Foreign Trade Common Service Platform Construction Fund, Qingdao City (Shandong Province) Department of Finance, Department of Commerce, Qing Cai Qi [2013] No. 34 (7 August 2013).


134. Notice on Disbursing the 2012 Foreign Trade Common Service Platform Construction Fund, Hebei Province Department of Finance, Ji Cai Qi [2012] No. 111 (No Date).


137. Notice on Recruiting 2012 Foreign Trade Common Service Platform Project, Qinghai Province Department of Commerce, Department of Finance (16 March 2012).


157. Public Notice on the Xiamen City First Batch Foreign Trade Common Service Platform Project, Xiamen (Fujian Province) Municipal Bureau of Trade Development (31 January 2011).


162. Fujian Province Interim Measure on the Administration of the Trade Promotion Special Fund Use, Fujian Province Department of Finance, Department of Commerce, Min Cai Wai [2014] No. 38 (10 September 2014).


**Other Demonstration Base Export Subsidies**

167. Bao'an District Several Measures on Further Promoting Taiwanese Enterprise Transformation and Upgrading, Communist Party of China Shenzhen City Committee Bao'an District (Guangdong Province) United Front Department (1 March 2013).

168. Zhuhai City Measure on the Administration of Expanding Import Special Supporting Funds, Zhuhai City Science and Technology Department, Zhuhai City Bureau of Finance, Zhu Ke Gong Mao Xin [2012] No. 114 (9 October 2012).


171. Longhua New District Several Measures on Accelerating the Promotion of Industrial Transformation and Upgrading, Longhua New District (Shenzhen City, Guangdong Province) Economic Services Bureau (28 August 2012).


175. Wenzhou City People's Government Several Opinions on Promoting Foreign Trade

**Other Export Subsidy Instruments**

176. *Notice on Doing Well the 2012 Foreign Trade Enterprise Insurance Short-Term Export Credit Insurance Assistance Project Application Work*, Qingdao City (Shandong Province) Department of Commerce, Department of Finance (12 May 2014).

177. *Notice on Doing Well Assisting Foreign Trade Enterprise Insurance Short-Term Export Credit Insurance Policy Work*, Qingdao City (Shandong Province) Department of Commerce, Department of Finance (13 September 2012).


Because the Demonstration Base / Common Service Platform program and the export subsidies at issue, as reflected in the instruments listed above, provide subsidies contingent upon export performance to enterprises located in China, the measures appear to be inconsistent with Article 3.1(a) of the SCM Agreement, and China appears to have acted inconsistently with Article 3.2 of the SCM Agreement.

In accordance with Article 4.2 of the SCM Agreement, a statement of available evidence is attached to this request for consultations.
Statement of Available Evidence

1. The instruments and measures listed in items (1)-(182), above.

2. Our City's [Bayannao'er] 16 Types of Economic and Trade Projects Apply for More Than 360 Million RMB in Special Funds, Bayannao'er News (26 October 2013).


4. Jiaxing Strives to Open Large Markets, Develop Big Business, and Advance Openness, Jiaxing Online (24 September 2013).


8. 2012 Jincheng City Commercial Work Composite Ranking is Number 1 in the Province, Jincheng Online (31 January 2013).


19. *Xiamen City Energetically Constructs Foreign Trade Common Service Platforms to Urge the Adjustment of Foreign Trade Structure*, Xiamen Municipal Bureau of Commerce Website (20 October 2011).


22. *Xiamen City Makes Large Investment to Support Foreign Trade Common Service Platform Construction*, Xiamen Daily (28 February 2011).


32. Zhoushan City Institute of Quality and Technology Monitoring and Testing (National Seafood Products Quality Inspection Center) Preferential Services Agreement [Zhoushan City Bureau of Commerce and Zhoushan City Institute of Quality and Technology Monitoring and Testing (National Seafood Products Quality Inspection Center)], Zhoushan City Bureau of Commerce Website (22 September 2013).


34. Dadongnan Green Energy Efficient LED and Lighting City Level Enterprise Research and Development Center Provides Preferential Services Agreement [Shangyu City Bureau of Commerce and Shangyu Dadongnan Lighting Co. Ltd.], Shaoxing City Shangyu District Bureau of Commerce (31 August 2011).

35. Zhoushan [City] Exit-Entry Inspection and Quarantine Bureau Comprehensive Technology Services Center Preferential Services Agreement [Zhoushan City Bureau of Commerce and Zhoushan City Exit-Entry Inspection and Quarantine Bureau Comprehensive Technology Services Center], Zhoushan City Bureau of Commerce (22 September 2013).
36. Zhejiang Jiuling Brush Co. Ltd. and Qingyuan Pencils Export Base Common Exhibition Platform [Qingyuan County Economic Bureau of Commerce (Foreign Trade Bureau) and Zhejiang Jiling Brush Co. Ltd], Lishui City Government Website (22 May 2012).


40. Zhoushan Shipping Science and Technology Co. Ltd. Preferential Services Agreement [Zhoushan City Bureau of Commerce (Foreign Trade Bureau) and Zhoushan Shipping Science and Technology Co. Ltd.], Zhoushan [City] Bureau of Commerce Website (22 September 2013).


42. International Fabrics Exhibition Transaction Service Platform Project Provides Preferential Services Letter of Undertaking [Shaoxing County Bureau of Commerce (Foreign Trade Bureau) and Shaoxing Qianshou Textile Products Co. Ltd.], Keqiao District Bureau of Commerce Website (18 December 2012).

43. National Motorcycle and Parts Foreign Trade Transformation and Upgrading Base Common Training Platform Project Provides Preferential Services Letter of Undertaking [Jinhua City Bureau of Commerce and Jinhua City Advanced Technical School], Jinhua Technician College Website (1 August 2012).


45. Textiles Foreign Trade Enterprises Public Relations Technology Research and Development Platform Project Provides Preferential Services Letter of Undertaking
46. **China Light Textiles Raw Materials Information Services Platform Project Provides Preferential Services Agreement** [Shaoxing Yiqi Information Technology Co. Ltd.], Keqiao District Bureau of Commerce Website (No Date).

47. **China Keqiao International Textiles Exposition Public Trading and Exhibition Platform Project Provides Preferential Services Letter of Undertaking** [Shaoxing County Bureau of Commerce and Shaoxing County China Light Textiles City Exhibition Co. Ltd.], Zhaoxing City Heqiao District China Light Textiles City Construction Administration Committee Website (10 December 2012).

48. **Shangyu Lighting Appliances Standard Information Service Platform Construction Project Provides Preferential Services Letter of Undertaking** [Shangyu City Bureau of Commerce and Shangyu City Quality Technology Services Center], Shaoxing City Government Website (18 May 2012).


52. **Automobile Injection Molding Design and Manufacturing Common Technology Research and Development Platform Project Provides Preferential Services Letter of Undertaking** [Taizhou City National Automobile and Parts Base Construction Administration Committee and Binhai Plastic Molding Group Co. Ltd.], Huangyan District People's Government Website (19 May 2012).

53. **Huangyan Molding Industry International Sales Services and Exhibition Platform Project Provides Preferential Services Letter of Undertaking** [Huangyan District Bureau of Commerce and Taizhou City Tianwang Network Co. Ltd.], Huangyan District People's Government Website (3 July 2012).


56. Jilin Province Measure on the Administration and Implementation of the Maintaining the Foreign Trade Steady Growth Related Fund, Jilin Province Department of Finance, Department of Commerce (20 October 2009).


59. Sichuan Province Interim Measure on Administering the Maintaining the Foreign Trade Steady Growth Special Fund, Sichuan Province Department of Finance, Department of Commerce, Chuan Cai Wai [2009] No. 205 (4 September 2009).

60. Jiangsu Province Interim Measure on Administering the Maintaining the Foreign Trade Steady Growth Special Fund, Jiangsu Province Department of Finance, Department of Commerce, Su Cai Gui [2009] No. 5 (4 March 2010).


62. Anhui Province Huoqiu County Willow Weaving Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).

63. Beijing Municipality Chaoyang District Clothing Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).

64. Beijing Economic and Technological Development Area Biomedical Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).


68. *[Fujian Province] Xiamen City Xiang'an District Edible Fungi Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2012).


71. *Fujian Province Jian'ou City Bamboo Products Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (2 August 2013).

72. *Fujian Province Dehua County Ceramics Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2012).

73. *Fujian Province Zhangzhou City Longwen District Clocks Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (2 August 2013).

74. *Fujian Province Fuzhou City Cangshan District Clocks Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (2 August 2013).

75. *Fujian Province Putian City Footwear Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2013).


77. *Guangdong Province Dongguan City Dalang Township Sweater Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (2 August 2013).

78. *Guangdong Province Foshan City Building Ceramics Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2012).


81. *Guangdong Province Chaohu City Ceramics Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2012).


83. *[Guangdong Province] Shenzhen City Guangming New District Clocks Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2012).

84. *[Guangdong Province] Shenzhen City Nanshan District Medical Devices Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2012).

85. *[Guangdong Province] Shenzhen City Luohu District Pearls and Jewelry Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (2 August 2013).


91. Hainan Province Haikou City Aquatic and Marine Products Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2012).

92. Hainan Province Qionghai City Condiment Products Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (2 August 2013).


95. Hebei Province Anping County Hardware Products Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (26 July 2013).

96. Hebei Province Qinghe County Cashmere Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (26 July 2013).


98. Hebei Province Gaoyang County Towel Products Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (26 July 2013).


100. Heilongjiang Province Mudanjiang City Wood Products Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).


102. Henan Province Xuchang City Hair Products Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2012).

103. Hubei Province Qianjiang City Aquatic and Marine Products Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2012).
104. *Hubei Province Suizhou City Edible Fungi Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2012).


108. *Hunan Province Liling City Ceramics Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2012).


110. *Inner Mongolia Autonomous Region Bayannao'er City Tomatoes Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).

111. *Inner Mongolia Autonomous Region Tongliao City Beef Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (31 July 2013).

112. *Inner Mongolia Autonomous Region E’erduosi City Cashmere and Products Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).


116. *Jiangsu Province Yangzhou City Guangling District Personal Care Products Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).
117. *Jiangsu Province Jiangyin City Clothing Export Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).

118. *Jiangsu Province Pizhou City Garlic Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).


120. *Jiangxi Province Yingtan City Eyeglasses Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (2 August 2013).

121. *Jilin Province Dunhua City Wood Products Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).

122. *Jilin Province Changchun City Economic and Technological Development Zone Amino Acids Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).

123. *Dalian City Pulandian City Men’s Clothing Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).


126. *Liaoning Province Anshan City Refined Steel Products Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).


133. *Shaanxi Province Weinan City Apples Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2012).


140. *[Shandong Province] Qingdao City Jimo County Clothing Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2012).

141. *[Shandong Province] Qingdao City Jiaonan County Seaweed Products Base*, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2012).
142. [Shandong Province] Qingdao City Laixi County Poultry Products Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (2 August 2013).

143. Shanghai Municipality Dahongqiao Clothing and Apparel Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).

144. Shanxi Province Taiyuan City Stainless Steel Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (31 July 2013).


146. Shanxi Province Qi County Glassware and Household Utensils Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (31 July 2013).

147. Sichuan Province Shifang City Feed and Food Additives Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (2 August 2013).

148. Sichuan Province Chengdu City Wuhou District Women’s Shoes Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (2 August 2013).

149. Sichuan Province Panzhihua City Titanium Industry Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2012).


152. Tianjin Municipality Economic and Technological Development Zone Traditional Chinese and Western Medicine Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (25 July 2013).


155. *[Xinjiang Uyghur Autonomous Region]* Xinjiang Production and Construction Corps Sixth Division Tomato Products Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2012).

156. *[Xinjiang Uyghur Autonomous Region]* Xinjiang Production and Construction Corps Fifth Division Fruits and Vegetables Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (2 August 2013).


159. *Yunnan Province* Kunming City Flower Industry Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (2 August 2013).

160. *Yunnan Province* Yuxi City Vegetables Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2012).


162. *[Zhejiang Province]* Ningbo City Fenghua [City] Men's Clothing Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).

163. *[Zhejiang Province]* Ningbo City Ninghai County Stationery Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).

164. *[Zhejiang Province]* Ningbo City Xiangshan County Casual Wear Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).

165. *[Zhejiang Province]* Ningbo City Yinzhou District Hardware Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).
166. [Zhejiang Province] Ningbo City Yinzhou District Clothing Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2012).

167. Zhejiang Province Anji County Furniture Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).

168. Zhejiang Province Shengzhou City Necktie Products Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).

169. Zhejiang Province Hangzhou City Xiaoshan District Chemical Fiber Textiles Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2012).

170. Zhejiang Tongxiang City Fiberglass Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).

171. Zhejiang Province Yongkang City Kitchenware Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).

172. Zhejiang Province Wenzhou City Footwear Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2012).

173. Zhejiang Province Zhoushan City Aquatic and Marine Products Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 November 2012).

174. Zhejiang Province Changshou City Casual Wear Base, Ministry of Commerce Foreign Trade Transformation and Upgrading Demonstration Base Website (1 August 2013).