

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 such as grants, loans, forgone government revenue, the provision of goods and services, and other incentives contingent upon export performance to automobile and automobile-parts enterprises in China.

Specifically, it appears that China provides various forms of export-contingent subsidies through a program establishing "export bases" for the automobile and automobile-parts industries in China. China then provides the export-contingent subsidies to the automobile and automobile-parts enterprises that are located in these "export bases" or that are designated as "export base" enterprises. To date, it appears that China has created automobile and automobile-parts "export bases" in the following twelve municipalities: Wuhan, Tianjin, Chongqing, Shanghai, Guangzhou, Hefei, Wuhu, Xiamen, Taizhou, Changchun, Baoding, Liuzhou, as well as in other localities in the provinces of Jiangsu, Shandong, Shanxi, Henan, Inner Mongolia, Heilongjiang, Liaoning, Hunan, Zhejiang, Yunnan, Guangdong, Fujian, Anhui, and Beijing city.

The measures providing the subsidies through China's automobile and automobile-parts "export bases" are reflected in legal instruments that include, but are not limited to, the following legal instruments, operating separately or collectively, as well as any amendments, or related, successor, replacement, or implementing measures:

1. *Policy on Development of Automotive Industry*;<sup>1</sup>
2. *Policies for Automobile Trade*;<sup>2</sup>
3. *Notice Regarding Application for National Automobile and Automobile Parts Export Base Enterprises*;<sup>3</sup>
4. *Circular of the State Council on Printing, Distributing and Implementing Several Supporting Policies for the Outline of National Medium- and Long-term Science and Technology Development Plan (2006-2020)*;<sup>4</sup>

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<sup>1</sup> Guo Jia Fa Zhan He Gai Ge Hui Yuan Ming Ling [2004] No. 8.

<sup>2</sup> Shang Wu Bu Ming Ling [2005] No. 6.

<sup>3</sup> Ministry of Commerce, National Development and Reform Commission, jointly issued November 1, 2005.

<sup>4</sup> Guo Fa [2006] No. 6.

5. *Circular of the General Office of the State Council on Forwarding the Several Opinions of MOFCOM and other Departments on the 11th FYP for Electromechanical Exports Growth Model;*<sup>5</sup>
6. *Decision to Designate 8 National Automobile and Automobile Parts Export Bases, MOFCOM;*<sup>6</sup>
7. *MOFCOM, NDRC Names 160 Companies as National Export Base Enterprises;*<sup>7</sup>
8. *Interim Measures on the Management of Fund for Optimizing Import and Export Structure of Electromechanical and High-tech Products, Ministry of Commerce and Ministry of Finance;*<sup>8</sup>
9. *MOFCOM, NDRC Conference Notice on National Automobile Exports;*<sup>9</sup>
10. *Notice of MOFCOM and NDRC on Issuing the Measures for the Administration of National Export Bases of Automobiles and Parts and Components (for Trial Implementation);*<sup>10</sup>
11. *Opinions on Maintaining the Steady Growth of Foreign Trade;*<sup>11</sup>
12. *2009 State Council General Office Notice on Automobile Industry Restructuring and Revitalization Planning (for planning period 2009-2011);*<sup>12</sup>
13. *Notice on Implementation of Online Application for the Central Foreign Trade*

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<sup>5</sup> Guo Ban Fa [2006] No. 42.

<sup>6</sup> Shang Chan Fa [2006] No. 226.

<sup>7</sup> Shang Chan Fa [2006] No. 227.

<sup>8</sup> Shang Cai Fa [2007] No. 291.

<sup>9</sup> Shang Ban Chan Han [2007] No. 96.

<sup>10</sup> Shang Chan Fa [2008] No. 330.

<sup>11</sup> Guo Ban Fa [2008] No. 130., as referenced at [http://www.ccpit.org/Contents/Channel\\_50/2009/0309/168140/content\\_168140.htm](http://www.ccpit.org/Contents/Channel_50/2009/0309/168140/content_168140.htm).

<sup>12</sup> Office of the State Council, issued March 3, 2009.

*Development Fund;*<sup>13</sup>

14. *Opinions of MOFCOM, NDRC, MIIT, MOF, Customs and AQSIQ on Enhancing the Sustainable and Healthy Development of the Export of Automobile Products of China;*<sup>14</sup>
15. *Notice of Examination Results of the National Automobile and Automobile Parts Export Bases;*<sup>15</sup>
16. *Opinions on Promoting the Continued Healthy Development of Electromechanical Exports during the 12th Five Year Plan;*<sup>16</sup>
17. *Notice of MOFCOM and NDRC on Issuing the Measures for the Administration of National Export Bases of Automobiles and Parts and Components (Revised Draft);*<sup>17</sup>
18. *MOFCOM, NDRC Accreditation and Assessment of Automobiles and Automobile Parts Export Bases (Draft for Comment);*<sup>18</sup>
19. *MOF and MOFCOM Notice Regarding Sound Management of the 2011 Foreign Trade Common Services Platform Establishment Fund;*<sup>19</sup>
20. *MOF and MOFCOM Notice Regarding the Sound Management of the 2010 Common Services Platform Establishment Fund;*<sup>20</sup>

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<sup>13</sup> Shang Gui Zi [2009] No. 130., as referenced at <http://www.shandongbusiness.gov.cn/index/content/sid/111776.html>

<sup>14</sup> Shang Chan Fa [2009] No. 523.

<sup>15</sup> Shang Ban Chan Han [2011] No. 157., as referenced at <http://www.cc.jl.gov.cn/wcss/cczf/info/2011-04-14/1234/138516.html>.

<sup>16</sup> Ministry of Commerce, issued July 7, 2011.

<sup>17</sup> As referenced at <http://www.smvic.com.cn/smvic/hydt/947.htm>.

<sup>18</sup> As referenced at <http://www.smvic.com.cn/smvic/hydt/947.htm>.

<sup>19</sup> Cai Qi [2011] No. 88., as referenced at <http://hebei.mofcom.gov.cn/aarticle/sjtongzhigg/201107/20110707632540.html>.

<sup>20</sup> Cai Qi [2010] No. 166., as referenced at [http://wjmj.bl.gov.cn/news\\_read.php?id=37662](http://wjmj.bl.gov.cn/news_read.php?id=37662).

21. *MOF Notice Regarding Arranging the 2011 Foreign Trade Common Services Platform Establishment Fund;*<sup>21</sup>
22. *MOFCOM and MOF Notice on Management of Funds to Maintain the Steady Growth of Foreign Trade;*<sup>22</sup>
23. *Wuhan Automobile and Automobile Parts Status Report and Development Plan (2006-2010);*<sup>23</sup>
24. *Wuhan Municipal Opinion on Automobile and Automobile Parts Exports;*<sup>24</sup>
25. *Tianjin Outline of Eleventh Five-Year Plan of Economic and Social Development;*
26. *Circular of Tianjin Commerce Commission on Printing and Distributing the Measures for the Recognition and Management of Tianjin Automobile and Automobile Parts Export Base Enterprises;*<sup>25</sup>
27. *Tianjin Notice on the Adjustment of Members of Tianjin National Automobile and Automobile Parts Export Bases;*<sup>26</sup>
28. *Forwarding the Opinions on Accelerating the Construction of Tianjin National Automobile and Automobile Parts Export Base;*<sup>27</sup>
29. *Chongqing City Management of Automobile and Automobile Parts Export Base Enterprises;*<sup>28</sup>

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<sup>21</sup> Cai Qi [2010] No. 245., as referenced at <http://qinghai.mofcom.gov.cn/aarticle/sjtongzhigg/201103/20110307447013.html>.

<sup>22</sup> Cai Qi [2009] No. 126., as referenced at <http://www.shanxigov.cn/n16/n8319541/n8319612/n8321663/n12239672/n12239684/n13326051/13326494.html>.

<sup>23</sup> Wuhan Municipal Bureau of Commerce, issued November 30, 2011.

<sup>24</sup> Wu Zheng [2007] No. 37.

<sup>25</sup> Tianjin Commission of Commerce, issued February 11, 2007.

<sup>26</sup> Jin Zheng Ban Fa [2008] No. 69

<sup>27</sup> Jin Zheng Fa [2008] 162.

<sup>28</sup> Chongqing Development and Reform Commission, issued June 12, 2006.

30. *Opinions of the Chongqing Municipal People’s Government on the Construction of Automobile and Automobile Parts Export Base;*<sup>29</sup>
31. *Chongqing Circular on Establishment of a Leading Group for the Construction of Chongqing Automobile and Automobile Parts Export Bases;*<sup>30</sup>
32. *Chongqing 2011 Notice Regarding the Application Work for the 2011 Chongqing Foreign Trade Common Services Platform Establishment Special Fund Program;*<sup>31</sup>
33. *Shanghai Foreign Economic and Trade Development “Eleventh Five-Year Plan”;*<sup>32</sup>
34. *Shanghai Municipal Commission of Commerce and the Municipal Finance Bureau 2012 Notice for the Application of the 2011 Shanghai Foreign Trade Common Services Platform Establishment Special Fund Program;*<sup>33</sup>
35. *Printing and Issuing the Work Plan for the Application of Guangzhou for National Automobile and Automobile Parts Export Base and Export Base Enterprises;*<sup>34</sup>
36. *Opinions on Accelerating the Construction of National Automobile and Automobile Parts Export Base in Guangzhou;*<sup>35</sup>
37. *Interim Measures for the Management of National Automobile and Automobile Parts Export Base Guangzhou Sub-base (Valid for 5 years or until 2013);*<sup>36</sup>
38. *Circular of Guangzhou Foreign Trade and Economic Cooperation Bureau on*

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<sup>29</sup> Yu Zheng Fa [2007] No. 20.

<sup>30</sup> Yu Ban Fa [2007] No. 234.

<sup>31</sup> Chongqing Foreign Trade and Economic Relations Commission, issued August 31, 2011.

<sup>32</sup> Shanghai Foreign Economic and Trade Commission, issued September 20, 2006.

<sup>33</sup> *As referenced at* <http://zc.k8008.com/html/shanghai/shishangwuweiyuanhui/2012/0620/469054.html>.

<sup>34</sup> Sui Wai Jing Mao Ji Han [2007] No.

<sup>35</sup> Sui Wai Ban [2008] 15.

<sup>36</sup> Sui Wai Jing Mao Ji [2008] No. 8.

*Verifying Conghua City as the Guangzhou Conghua National Automobile and Automobile Parts Export Base;*<sup>37</sup>

39. *2011 Circular of Application for Special Fund of Guangzhou Automobile and Automobile Parts Export Base;*<sup>38</sup>
40. *2011 Circular of Application for Special Fund of Guangzhou Automobile and Automobile Parts Export Base Attachment One: Application Form for the Guangzhou Municipal Automobile and Automobile Parts Export Base Dedicated Funding Project;*<sup>39</sup>
41. *2011 Circular of Application for Special Fund of Guangzhou Automobile and Automobile Parts Export Base Attachment Two: Feasibility Analysis Report for the Guangzhou Municipal Automobile and Automobile Parts Export Base Dedicated Funding Project (Reference Sample);*<sup>40</sup>
42. Guangdong Province 2011 Notice regarding the Work to Manage Well the Foreign Trade Common Services Platform Establishment Fund;<sup>41</sup>
43. *Notice on Hefei City Automobile and Automobile Parts Export Base Support Fund Management Method (Interim Measures);*<sup>42</sup>
44. *Anhui Notice Regarding Investigation of Received Applications for National Automobile and Automobile Parts Export Base and Enterprises;*<sup>43</sup>
45. *Anhui Regarding Applications for Electro-mechanical Product Imports and Exports Structure Fund Program;*<sup>44</sup>

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<sup>37</sup> Sui Wai Jing Mao Ji [2009] No. 12.

<sup>38</sup> Guangzhou Foreign Trade Economic Cooperation Bureau, issued June 15, 2011.

<sup>39</sup> Guangzhou Foreign Trade Economic Cooperation Bureau, issued June 15, 2011.

<sup>40</sup> Guangzhou Foreign Trade Economic Cooperation Bureau, issued June 15, 2011.

<sup>41</sup> Yue Wai Jing Mao Gui Cai Zi [2011] No. 20.

<sup>42</sup> He Cai Qi [2007] No. 227.

<sup>43</sup> Anhui Provincial Department of Commerce, issued April 20, 2006.

<sup>44</sup> Anhui Provincial Department of Commerce, issued September 17, 2007.

46. *Anhui Province Opinions Regarding Expediting Equipment Manufacturing;*<sup>45</sup>
47. *Xiamen Municipal Notice on Automobile Industry Development Action Plan;*<sup>46</sup>
48. *Notice of Xiamen on the Management of Special Funds to Maintain Steady Growth of Foreign Trade (Trial Implementation);*<sup>47</sup>
49. *Notice of Xiamen on the Management of Electromechanical and High-Tech Products Export Adjustment Programs;*<sup>48</sup>
50. *Xiamen City 2001 Notice on the Issuance of the Interim Measures on Management of Outsourcing Services Common Services Platform Special Construction Fund;*<sup>49</sup>
51. *Taizhou Municipal Opinions on the Promotion of Stable and Healthily Developing Foreign Trade;*<sup>50</sup>
52. *Opinions from the Peoples Government of Zhejiang Province on Promoting the Stable and Healthy Development of Province-Wide Foreign Trade;*<sup>51</sup>
53. *Zhejiang Notice on the Management of the 2011 Foreign Trade Common Services Platform Construction Special Fund;*<sup>52</sup>
54. *Liuzhou Municipal Opinion on Encouraging Exports of Automobile and Automobile Parts;*<sup>53</sup>

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<sup>45</sup> Wan Zheng [2007] No. 66.

<sup>46</sup> Xia Zheng Ban [2007] No. 258.

<sup>47</sup> Xia Mao Fa Gui Cai [2009] No. 520.

<sup>48</sup> Xia Jing Wai [2009] No. 449.

<sup>49</sup> Xiamen Municipal Bureau of Commerce and Xiamen Municipal Bureau of Finance, jointly issued December 9, 2011.

<sup>50</sup> Tai Zheng Fa [2008] No. 64.

<sup>51</sup> Zhe Zheng Ban [2008] No. 45.

<sup>52</sup> Zhe Cai Qi [2011] No. 206.

<sup>53</sup> Liuzhou People's Government, issued December 3, 2008.

55. *Guangxi Zhuang Autonomous Region Policy Opinion to Support the Development of the Automobile Industry;*<sup>54</sup>
56. *Reply of the Economic Commission of Guangxi Zhang Autonomous Region on Approving the Registration of Automotive Chassis Core Parts Technological Upgrading and Export Base Construction Project of Liuzhou Wuling Automobile United Development Co., Ltd.;*<sup>55</sup>
57. *Notice on Management of Special Funds to Maintain the Steady Growth of Foreign Trade (Jilin);*<sup>56</sup>
58. *Changchun Xinglong Comprehensive Bonded Zone Automobile Import/Export Base Project;*<sup>57</sup>
59. *Jilin Province Opinion on Automobiles and Automobile Parts Exports;*<sup>58</sup>
60. *Jilin Province Opinion on Accelerating the Development of Automobile Parts;*<sup>59</sup>
61. *Jilin Province Management and Implementation Measures on Funds to Maintain Steady Growth of Foreign Trade;*<sup>60</sup>
62. *Jilin Province Notification for Organizations to Apply for the 2011 Foreign Common Services Platform Establishment Fund;*<sup>61</sup>
63. *Hebei Province Opinion on Broadening Opening to the Outside World to*

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<sup>54</sup> Gui Zheng Fa [2009] No. 102.

<sup>55</sup> Gui Jing Zhong Gong Han [2009] No. 754.

<sup>56</sup> Ji Cai Qi [2011] No. 503.

<sup>57</sup> Changchun Municipal Bureau of Commerce, issued May 10, 2011.

<sup>58</sup> Ji Zheng Fa [2005] No. 27.

<sup>59</sup> Jilin Provincial People's Government, issued February 20, 2006.

<sup>60</sup> Jilin Provincial Department of Commerce, issued October 21, 2009.

<sup>61</sup> Ji Cai Qi [2011] No. 503

*Accelerate the Development of Open Economy;*<sup>62</sup>

64. *Hebei Province 2011 Notice regarding Sound Management of the Foreign Trade Common Services Platform Establishment Fund;*<sup>63</sup>
65. *Notice on Jiangsu Province Export Base Support Methods;*
66. *Jiangsu Province Interim Measures on Management of Funds to Maintain a Steady Growth of Foreign Trade;*<sup>64</sup>
67. *Circular on the Pilot Accreditation and Management of Shandong Province Electro-mechanical Products Export Bases and Notice to Begin the Accreditation of the First Batch of Export Bases;*<sup>65</sup>
68. *Shanxi Province Management Measures on Special Funds to Maintain Steady Growth of Foreign Trade;*<sup>66</sup>
69. *2012 Inner Mongolia Autonomous Region Work Plan for the Establishment of Electro-mechanical and High-tech Industry Export Base;*<sup>67</sup>
70. *Henan Province Opinion to Promote the Sustained and Healthy Development of Foreign Trade;*<sup>68</sup>
71. *2009 Heilongjiang Province Opinion to Further Sustain the Stable Growth of Foreign Trade;*<sup>69</sup>
72. *Measures administering, operating, funding or specifying the forms of support provided to automobile or automobile parts enterprises within any Automobile*

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<sup>62</sup> Ji Zheng [2010] No. 134.

<sup>63</sup> Hebei Provincial Department of Commerce, issued July 5, 2011.

<sup>64</sup> Su Cai Gui [2009] No. 5.

<sup>65</sup> Lu Shang Wu Ji Dian Fa [2011] No. 645.

<sup>66</sup> People's Government of Shanxi, Legislative Affairs Office, issued December 23, 2009.

<sup>67</sup> Inner Mongolia Autonomous Region Department of Commerce, issued March 13, 2012.

<sup>68</sup> Yu Zheng Ban [2009] No. 65.

<sup>69</sup> Hei Zheng Fa [2009] No. 12.

*and Automobile Parts Export Base;*

73. *Measures administering, operating, funding or specifying the forms of support provided to automobile or automobile parts enterprises in Jiangsu, Shandong, Anhui, Jiangxi, Liaoning, Heilongjiang, Hunan, Inner Mongolia, Shanxi, Zhejiang, Yunnan, Guangdong, Hebei, Fujian, Henan provinces, and Beijing city.*

Because the measures provide subsidies contingent upon export performance to automobile and automobile-parts enterprises in China, the measures appear to be inconsistent with Article 3 of the SCM Agreement.

In addition, it appears that, in certain respects, China has not abided by its transparency obligations.

As China has not appropriately notified the measures, China appears to have failed to comply with Article XVI:1 of the GATT 1994 and Articles 25.1, 25.2, 25.3, and 25.4 of the SCM Agreement.

Because China has not published<sup>70</sup> and made readily available certain measures relating to these subsidies, it also appears to have acted in breach of its obligations under Part I, Paragraph 2(C)(1), of the *Protocol on the Accession of the People's Republic of China* (WT/L/432) ("Accession Protocol") (to the extent that it incorporates paragraph 334 of the *Report of the Working Party on the Accession of China* (WT/MIN(01)/3)).

As China has not published certain measures relating to these subsidies in an official journal dedicated to the publication of all laws, regulations or other measures pertaining to or affecting trade in goods, it appears that China has failed to abide by its commitment in Part I, Paragraph 2(C)(2) of the Accession Protocol.

Furthermore, it appears that China has not made available a translation of the measures into one or more of the official languages of the WTO, as required under Part I, Paragraph 1.2, of the Accession Protocol (to the extent that it incorporates paragraph 334 of the *Report of the Working Party on the Accession of China* (WT/MIN(01)/3)).

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

We look forward to receiving your reply to the present request and to fixing a mutually convenient date for consultations.

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<sup>70</sup> See for example items 11, 13, 15, 17, 18, 19, 20, 21, 22, 34, 43.



## Statement of Available Evidence

1. *Policy on Development of Automotive Industry*;<sup>71</sup>
2. *Policies for Automobile Trade*;<sup>72</sup>
3. *Notice Regarding Application for National Automobile and Automobile Parts Export Base Enterprises*;<sup>73</sup>
4. *Notice Regarding Application for National Automobile and Automobile Parts Export Base Enterprises (Attachment One: National Automobile and Automobile Parts Export Base Enterprise Application Form)*;<sup>74</sup>
5. *Notice Regarding Application for National Automobile and Automobile Parts Export Base Enterprises (Attachment Two: National Automobile and Automobile Parts Export Base Enterprise Reporting Summary Table)*;<sup>75</sup>
6. *Circular of the State Council on Printing, Distributing and Implementing Several Supporting Policies for the Outline of National Medium- and Long-term Science and Technology Development Plan (2006-2020)*;<sup>76</sup>
7. *Circular of the General Office of the State Council on Forwarding the Several Opinions of MOFCOM and other Departments on the 11th FYP for Electromechanical Exports Growth Model*;<sup>77</sup>
8. *Decision to Designate 8 National Automobile and Automobile Parts Export Bases, MOFCOM*;<sup>78</sup>

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<sup>71</sup> Guo Jia Fa Zhan He Gai Ge Hui Yuan Ming Ling [2004] No. 8.

<sup>72</sup> Shang Wu Bu Ming Ling [2005] No. 6.

<sup>73</sup> Ministry of Commerce, National Development and Reform Commission, jointly issued November 1, 2005.

<sup>74</sup> Ministry of Commerce, National Development and Reform Commission, jointly issued November 1, 2005.

<sup>75</sup> Ministry of Commerce, National Development and Reform Commission, jointly issued November 1, 2005.

<sup>76</sup> Guo Fa [2006] No. 6.

<sup>77</sup> Guo Ban Fa [2006] No. 42.

<sup>78</sup> Shang Chan Fa [2006] No. 226.

9. *MOFCOM, NDRC Names 160 Companies as National Export Base Enterprises;*<sup>79</sup>
10. *Interim Measures on the Management of Fund for Optimizing Import and Export Structure of Electromechanical and High-tech Products, Ministry of Commerce and Ministry of Finance;*<sup>80</sup>
11. *MOFCOM, NDRC Conference Notice on National Automobile Exports;*<sup>81</sup>
12. *Notice of MOFCOM and NDRC on Issuing the Measures for the Administration of National Export Bases of Automobiles and Parts and Components (for Trial Implementation);*<sup>82</sup>
13. *State Council Opinions on Maintaining the Steady Growth of Foreign Trade;*<sup>83</sup>
14. *China Council for the Promotion of International Trade, article on Fujian Province International Trade Work Conference on Implementation of State Council Opinions on Maintaining the Steady Growth of Foreign Trade;*<sup>84</sup>
15. *2009 State Council General Office Notice on Automobile Industry Restructuring and Revitalization Planning (for planning period 2009-2011);*<sup>85</sup>
16. *Notice on Implementation of Online Application for the Central Foreign Trade Development Fund;*<sup>86</sup>
17. *Shandong Commerce Department, Compilation of Commercial Support Policy*

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<sup>79</sup> Shang Chan Fa [2006] No. 227.

<sup>80</sup> Shang Cai Fa [2007] No. 291.

<sup>81</sup> Shang Ban Chan Han [2007] No. 96.

<sup>82</sup> Shang Chan Fa [2008] No. 330.

<sup>83</sup> Guo Ban Fa [2008] No. 135.

<sup>84</sup> Available at [http://www.ccpit.org/Contents/Channel\\_50/2009/0309/168140/content\\_168140.htm](http://www.ccpit.org/Contents/Channel_50/2009/0309/168140/content_168140.htm) (Mar. 9, 2009), referencing *State Council Opinions on Maintaining the Steady Growth of Foreign Trade*, Guo Ban Fa [2008] No. 135.

<sup>85</sup> Office of the State Council, issued March 3, 2009.

<sup>86</sup> Shang Gui Zi [2009] No. 130.

*Documents*<sup>87</sup>

18. *Opinions of MOFCOM, NDRC, MIIT, MOF, Customs and AQSIQ on Enhancing the Sustainable and Healthy Development of the Export of Automobile Products of China;*<sup>88</sup>
19. *Notice of Examination Results of the National Automobile and Automobile Parts Export Bases;*<sup>89</sup>
20. *Changchun People's Government Report on MOFCOM, NDRC Assessment of the Changchun National Auto and Auto Parts Export Base;*<sup>90</sup>
21. *Opinions of MOFCOM and other Departments on Increasing the Continued Healthy Development of Electromechanical Exports during the 12th Five Year Plan;*
22. *Notice of MOFCOM and NDRC on Issuing the Measures for the Administration of National Export Bases of Automobiles and Parts and Components (Revised Draft);*
23. *MOFCOM, NDRC Accreditation and Assessment of Automobiles and Automobile Parts Export Bases (Draft for Comment);*
24. *Shanghai Motor Vehicle Inspection Center, National Center of Supervision and Inspection on Motor Vehicle Products Quality, article on Conference on National Automobile and Automobile Parts Export Bases.*<sup>91</sup>
25. *MOF and MOFCOM Notice Regarding Sound Management of the 2011 Foreign*

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<sup>87</sup> Available at <http://www.shandongbusiness.gov.cn/index/content/sid/111776.html> (Jul. 23, 2010), referencing *Notice on Implementation of Online Application for the Central Foreign Trade Development Fund*, Shang Gui Zi [2009] No. 130.

<sup>88</sup> Shang Chan Fa [2009] No. 523.

<sup>89</sup> Shang Ban Chan Han [2011] No. 157.

<sup>90</sup> Available at <http://www.cc.jl.gov.cn/wess/cczf/info/2011-04-14/1234/138516.html> (Apr. 14, 2011), referencing *Notice of Examination Results of the National Automobile and Automobile Parts Export Bases*, Shang Ban Chan Han [2011] No. 157.

<sup>91</sup> Available at <http://www.smvic.com.cn/smvic/hydt/947.htm> (Apr. 19 2012), referencing *Notice of MOFCOM and NDRC on Issuing the Measures for the Administration of National Export Bases of Automobiles and Parts and Components (Revised Draft)* and *MOFCOM, NDRC Accreditation and Assessment of Automobiles and Automobile Parts Export Bases (Draft for Comment)*.

- Trade Common Services Platform Establishment Fund*;<sup>92</sup>
26. *Hebei Department of Commerce 2011 Notice Regarding the Sound Management of the Common Services Platform Establishment Fund*;<sup>93</sup>
  27. *MOF and MOFCOM 2010 Notice Regarding the Sound Management of the Common Services Platform Establishment Fund*;<sup>94</sup>
  28. *Nigbo Economic Development Bureau Notice Regarding the Sound Management of the Common Services Platform Establishment Fund*;<sup>95</sup>
  29. *MOF Notice Regarding Arranging the 2011 Foreign Trade Common Services Platform Establishment Fund*;<sup>96</sup>
  30. *Qinghai Provincial Commerce Department 2011 Notice Regarding Report on the Qinghai Foreign Trade Common Services Platform Establishment Fund*;<sup>97</sup>
  31. *MOFCOM and MOF Notice on Management of Funds to Maintain the Steady Growth of Foreign Trade*;<sup>98</sup>
  32. *Shanxi Department of Finance and Department of Commerce Printing and Issuing 2009 Notice Regarding Management of Fund to Maintain the Steady*

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<sup>92</sup> Cai Qi [2011] No. 88.

<sup>93</sup> Hebei Provincial Department of Commerce, available at <http://hebei.mofcom.gov.cn/aarticle/sjtongzhigg/201107/20110707632540.html> (Jul. 5, 2011), referencing *MOF and MOFCOM Notice Regarding Sound Management of the 2011 Foreign Trade Common Services Platform Establishment Fund*, Cai Qi [2011] No. 88.

<sup>94</sup> Cai Qi [2010] No. 166.

<sup>95</sup> *Nigbo Economic Development Bureau*, available at [http://wjmj.bl.gov.cn/news\\_read.php?id=37662](http://wjmj.bl.gov.cn/news_read.php?id=37662) (Nov. 5, 2010), referencing *MOF and MOFCOM 2010 Notice Regarding the Sound Management of the Common Services Platform Establishment Fund*, Cai Qi [2010] No. 166.

<sup>96</sup> Cai Qi [2010] No. 245.

<sup>97</sup> Qinghai Department of Commerce, available at <http://qinghai.mofcom.gov.cn/aarticle/sjtongzhigg/201103/20110307447013.html> (Mar. 15, 2011), referencing *MOF Notice Regarding Arranging the 2011 Foreign Trade Common Services Platform Establishment Fund*, Cai Qi [2010] No. 245.

<sup>98</sup> Cai Qi [2009] No. 126.

*Growth of Foreign Trade;*<sup>99</sup>

33. *Wuhan Automobile and Automobile Parts Status Report and Development Plan (2006-2010);*<sup>100</sup>
34. *Wuhan Municipal Opinion on Automobile and Automobile Parts Exports;*<sup>101</sup>
35. *Tianjin Outline of Eleventh Five-Year Plan of Economic and Social Development;*
36. *Circular of Tianjin Commerce Commission on Printing and Distributing the Measures for the Recognition and Management of Tianjin Automobile and Automobile Parts Export Base Enterprises;*<sup>102</sup>
37. *Tianjin Notice on the Adjustment of Members of Tianjin National Automobile and Automobile Parts Export Bases;*<sup>103</sup>
38. *Forwarding the Opinions on Accelerating the Construction of Tianjin National Automobile and Automobile Parts Export Base;*<sup>104</sup>
39. *Chongqing City Management of Automobile and Automobile Parts Export Base Enterprises;*<sup>105</sup>
40. *Opinions of the Chongqing Municipal People's Government on the Construction of Automobile and Automobile Parts Export Base;*<sup>106</sup>
41. *Chongqing Circular on Establishment of a Leading Group for the Construction of*

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<sup>99</sup> Shanxi People's Government, available at <http://www.shanxigov.cn/n16/n8319541/n8319612/n8321663/n12239672/n12239684/n13326051/13326494.html> (Mar. 18, 2010), referencing *MOFCOM and MOF Notice on Management of Funds to Maintain the Steady Growth of Foreign Trade*, Cai Qi [2009] No. 126.

<sup>100</sup> Wuhan Municipal Bureau of Commerce, issued November 30, 2011.

<sup>101</sup> Wu Zheng [2007] No. 37.

<sup>102</sup> Tianjin Commission of Commerce, issued February 11, 2007.

<sup>103</sup> Jin Zheng Ban Fa [2008] No. 69

<sup>104</sup> Jin Zheng Fa [2008] 162.

<sup>105</sup> Chongqing Development and Reform Commission, issued June 12, 2006.

<sup>106</sup> Yu Zheng Fa [2007] No. 20.

*Chongqing Automobile and Automobile Parts Export Bases*;<sup>107</sup>

42. *Chongqing 2011 Notice Regarding the Application Work for the 2011 Chongqing Foreign Trade Common Services Platform Establishment Special Fund Program*;<sup>108</sup>
43. *Shanghai Foreign Economic and Trade Development “Eleventh Five-Year Plan”*;<sup>109</sup>
44. *Shanghai Municipal Commission of Commerce and the Municipal Finance Bureau 2012 Notice for the Application of the 2011 Shanghai Foreign Trade Common Services Platform Establishment Special Fund Program*;
45. Shanghai Municipal Commission of Commerce Notice Regarding Sound Reporting on the 2011 Shanghai National Science and Technology Innovation Base (Biomedicine) Common Services Platform Establishment Fund;<sup>110</sup>
46. *Printing and Issuing the Work Plan for the Application of Guangzhou for National Automobile and Automobile Parts Export Base and Export Base Enterprises*;<sup>111</sup>
47. *Opinions on Accelerating the Construction of National Automobile and Automobile Parts Export Base in Guangzhou*;<sup>112</sup>
48. *Interim Measures for the Management of National Automobile and Automobile Parts Export Base Guangzhou Sub-base, (Valid for 5 years or until 2013)*;<sup>113</sup>

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<sup>107</sup> Yu Ban Fa [2007] No. 234.

<sup>108</sup> Chongqing Foreign Trade and Economic Relations Commission, issued August 31, 2011.

<sup>109</sup> Shanghai Foreign Economic and Trade Commission, issued September 20, 2006.

<sup>110</sup> Shanghai Municipal Commission of Commerce, available at <http://www.scofcom.gov.cn/sfic/sc/list.jsp?menuId=506&sonMenuId=48&rightMenuId=35235&id=282059> (June 14, 2012), referencing *Shanghai Municipal Commission of Commerce and the Municipal Finance Bureau 2012 Notice for the Application of the 2011 Shanghai Foreign Trade Common Services Platform Establishment Special Fund Program*.

<sup>111</sup> Sui Wai Jing Mao Ji Han [2007] No.

<sup>112</sup> Sui Wai Ban [2008] 15.

<sup>113</sup> Sui Wai Jing Mao Ji [2008] No. 8.

49. *Circular of Guangzhou Foreign Trade and Economic Cooperation Bureau on Verifying Conghua City as the Guangzhou Conghua National Automobile and Automobile Parts Export Base;*<sup>114</sup>
50. *2011 Circular of Application for Special Fund of Guangzhou Automobile and Automobile Parts Export Base;*<sup>115</sup>
51. *2011 Circular of Application for Special Fund of Guangzhou Automobile and Automobile Parts Export Base Attachment One: Application Form for the Guangzhou Municipal Automobile and Automobile Parts Export Base Dedicated Funding Project;*<sup>116</sup>
52. *2011 Circular of Application for Special Fund of Guangzhou Automobile and Automobile Parts Export Base Attachment Two: Feasibility Analysis Report for the Guangzhou Municipal Automobile and Automobile Parts Export Base Dedicated Funding Project (Reference Sample);*<sup>117</sup>
53. *Guangdong Province 2011 Notice regarding the Work to Manage Well the Foreign Trade Common Services Platform Establishment Fund;*<sup>118</sup>
54. *Hefei City Chosen as Part of Second Batch of National Automobile and Automobile Parts Export Bases;*<sup>119</sup>
55. *Notice on Hefei City Automobile and Automobile Parts Export Base Support Fund Management Method (Interim Measures);*<sup>120</sup>

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<sup>114</sup> Sui Wai Jing Mao Ji [2009] No. 12.

<sup>115</sup> Guangzhou Foreign Trade Economic Cooperation Bureau, issued June 15, 2011.

<sup>116</sup> Guangzhou Foreign Trade Economic Cooperation Bureau, issued June 15, 2011.

<sup>117</sup> Guangzhou Foreign Trade Economic Cooperation Bureau, issued June 15, 2011.

<sup>118</sup> Yue Wai Jing Mao Gui Cai Zi [2011] No. 20.

<sup>119</sup> Anhui Provincial Department of Commerce Electromechanical Import Export Office, *available at* <http://jdc.anhui.mofcom.gov.cn/aarticle/sjzhengwugongkai/200711/20071105257655.html>.

<sup>120</sup> He Cai Qi [2007] No. 227.

56. *Heifei Municipal Bureau of Finance Regulatory Documents List, 1972 - 2007;*<sup>121</sup>
57. *Anhui Notice Regarding Investigation of Received Applications for National Automobile and Automobile Parts Export Base and Enterprises;*<sup>122</sup>
58. *Anhui Regarding Applications for Electro-mechanical Product Imports and Exports Structure Fund Program;*<sup>123</sup>
59. *Anhui Province Opinions Regarding Expediting Equipment Manufacturing;*<sup>124</sup>
60. *Xiamen Municipal Notice on Automobile Industry Development Action Plan;*<sup>125</sup>
61. *Notice of Xiamen on the Management of Special Funds to Maintain Steady Growth of Foreign Trade (Trial Implementation);*<sup>126</sup>
62. *Notice of Xiamen on the Management of Electromechanical and High-Tech Products Export Adjustment Programs;*<sup>127</sup>
63. *Xiamen City 2001 Notice on the Issuance of the Interim Measures on Management of Outsourcing Services Common Services Platform Special Construction Fund;*<sup>128</sup>
64. *Taizhou Municipal Opinions on the Promotion of Stable and Healthily*

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<sup>121</sup> Heifei Municipal Bureau of Finance, available at <http://www.hefei.gov.cn/n1105/n32739/n281385/n284113/4641243.html> (Nov. 25, 2008), referencing *Notice on Hefei City Automobile and Automobile Parts Export Base Support Fund Management Method (Interim Measures)*, He Cai Qi [2007] No. 227.

<sup>122</sup> Anhui Provincial Department of Commerce, issued April 20, 2006.

<sup>123</sup> Anhui Provincial Department of Commerce, issued September 17, 2007.

<sup>124</sup> Wan Zheng [2007] No. 66.

<sup>125</sup> Xia Zheng Ban [2007] No. 258.

<sup>126</sup> Xia Mao Fa Gui Cai [2009] No. 520.

<sup>127</sup> Xia Jing Wai [2009] No. 449.

<sup>128</sup> Xiamen Municipal Bureau of Commerce and Xiamen Municipal Bureau of Finance, jointly issued December 9, 2011.

*Developing Foreign Trade;*<sup>129</sup>

65. *Opinions from the Peoples Government of Zhejiang Province on Promoting the Stable and Healthy Development of Province-Wide Foreign Trade;*<sup>130</sup>
66. *Zhejiang Notice on the Management of the 2011 Foreign Trade Common Services Platform Construction Special Fund;*<sup>131</sup>
67. *Liuzhou Municipal Opinion on Encouraging Exports of Automobile and Automobile Parts;*<sup>132</sup>
68. *Guangxi Zhuang Autonomous Region Policy Opinion to Support the Development of the Automobile Industry*<sup>133</sup>
69. *Reply of the Economic Commission of Guangxi Zhang Autonomous Region on Approving the Registration of Automotive Chassis Core Parts Technological Upgrading and Export Base Construction Project of Liuzhou Wuling Automobile United Development Co., Ltd.;*<sup>134</sup>
70. *Notice on Management of Special Funds to Maintain the Steady Growth of Foreign Trade (Jilin);*<sup>135</sup>
71. *Changchun Xinglong Comprehensive Bonded Zone Automobile Import/Export Base Project;*<sup>136</sup>
72. *Jilin Province Opinion on Automobiles and Automobile Parts Exports;*<sup>137</sup>

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<sup>129</sup> Tai Zheng Fa [2008] No. 64.

<sup>130</sup> Zhe Zheng Ban [2008] No. 45.

<sup>131</sup> Zhe Cai Qi [2011] No. 206.

<sup>132</sup> Liuzhou People's Government, issued December 3, 2008.

<sup>133</sup> Gui Zheng Fa [2009] No. 102.

<sup>134</sup> Gui Jing Zhong Gong Han [2009] No. 754.

<sup>135</sup> Ji Cai Qi [2011] No. 503.

<sup>136</sup> Changchun Municipal Bureau of Commerce, issued May 10, 2011.

<sup>137</sup> Ji Zheng Fa [2005] No. 27.

73. *Jilin Province Opinion on Accelerating the Development of Automobile Parts*;<sup>138</sup>
74. *Jilin Province Management and Implementation Measures on Funds to Maintain Steady Growth of Foreign Trade*;<sup>139</sup>
75. *Jilin Province Notification for Organizations to Apply for the 2011 Foreign Common Services Platform Establishment Fund*;<sup>140</sup>
76. *Hebei Province Opinion on Broadening Opening to the Outside World to Accelerate the Development of Open Economy*;<sup>141</sup>
77. *Hebei Province 2011 Notice regarding Sound Management of the Foreign Trade Common Services Platform Establishment Fund*;<sup>142</sup>
78. *Notice on Jiangsu Province Export Base Support Methods*;<sup>143</sup>
79. *Jiangsu Province Interim Measures on Management of Funds to Maintain a Steady Growth of Foreign Trade*;<sup>144</sup>
80. *Circular on the Pilot Accreditation and Management of Shandong Province Electro-mechanical Products Export Bases and Notice to Begin the Accreditation of the First Batch of Export Bases*;<sup>145</sup>
81. *Shanxi Province Management Measures on Special Funds to Maintain Steady Growth of Foreign Trade*;<sup>146</sup>

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<sup>138</sup> Jilin Provincial People's Government, issued February 20, 2006.

<sup>139</sup> Jilin Provincial Department of Commerce, issued October 21, 2009.

<sup>140</sup> Ji Cai Qi [2011] No. 503

<sup>141</sup> Ji Zheng [2010] No. 134.

<sup>142</sup> Hebei Provincial Department of Commerce, issued July 5, 2011.

<sup>143</sup> Su Wai Jing Mao Cai [2007] No. 1219.

<sup>144</sup> Su Cai Gui [2009] No. 5.

<sup>145</sup> Lu Shang Wu Ji Dian Fa [2011] No. 645.

<sup>146</sup> People's Government of Shanxi, Legislative Affairs Office, issued December 23, 2009.

82. *2012 Inner Mongolia Autonomous Region Work Plan for the Establishment of Electro-mechanical and High-tech Industry Export Base;*<sup>147</sup>
83. *Henan Province Opinion to Promote the Sustained and Healthy Development of Foreign Trade;*<sup>148</sup>
84. *2009 Heilongjiang Province Opinion to Further Sustain the Stable Growth of Foreign Trade*<sup>149</sup>

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<sup>147</sup> Inner Mongolia Autonomous Region Department of Commerce, issued March 13, 2012.

<sup>148</sup> Yu Zheng Ban [2009] No. 65.

<sup>149</sup> Hei Zheng Fa [2009] No. 12.