



September 27, 2018

Director General
Trade and Anti-dumping Programs Directorate
Canada Border Services Agency
100 Metcalfe Street, 11th floor
Ottawa ON K1A 0L8

RE: Applicability of SIMA to downstream products containing aluminum extrusions.

Applicant:

Name: Nokia Canada Inc. (BN 103861068RM0002); importer
Address: 600 March Road, Ottawa, Ontario, Canada K2K 2T6
E-mail: ken.bellows@nokia.com
Telephone number: 613-784-1975
Company contact for additional information: Hugo Gonzalez (hugo.gonzalez@nokia.com)

Applicable measure:

Aluminum Extrusions: Dumping and Countervailing (China). Dumping case #: AD1379; Subsidy case #: CV124.

Definition of subject goods: "Aluminum extrusions produced via an extrusion process, of alloys having metallic elements falling within the alloy designations published by The Aluminum Association commencing with 1, 2, 3, 5, 6 or 7 (or proprietary or other certifying body equivalents), with the finish being as extruded (mill), mechanical, anodized or painted or otherwise coated, whether or not worked, having a wall thickness greater than 0.5 mm., with a maximum weight per meter of 22 kilograms and a profile or cross-section which fits within a circle having a diameter of 254 mm., originating in/or exported from the People's Republic of China."

Goods for which the ruling is requested:

Nokia Canada Inc. (referred to as "Nokia" in the rest of this document) currently imports complete Base Transceiver Station—BTS—systems classifiable under HTSCA 8517610000 which include extruded aluminum components (brackets) manufactured in China (Nokia part numbers 473879A and 473881A). The BTS systems are designed to enable wireless communication between user equipment (cell phones, computers, cars, and other devices with wireless connectivity) and a network. The brackets in question are used to enable pole and wall installation of the systems to enhance network coverage.

The BTS systems consist of the following components (please see the "btsDetails" file enclosed with this application for additional information regarding the components' manufacturers, exporter, and product description; additional information about each component is also enclosed as separate files):

- Data communications module (system module)
- Remote radio heads (RF modules)
- Baseband extension submodule
- Transceivers
- Cables
- Power distribution unit

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- Overvoltage protection unit
- Enclosures and covers
- Mounting accessories for pole and/or wall installation

The typical wall/pole installation order is depicted in the "btsInstallationDiagram" file included with this application.

Other parties:

Nokia OY (exporter-seller). Karaportti 3, 02610 Espoo, Finland.

Applicant's position:

Nokia's view is that the complete BTS systems are downstream products incorporating aluminum extrusions as an input and that the SIMA measure listed above does not apply to these importations.

Nokia's position is consistent with CITT's interpretation of the CBSA's definition of subject goods in inquiry No. NQ-2008-003 paragraphs 96-98, in which the CITT states that "downstream products"—products that incorporate aluminum extrusion products as an input or that join together aluminum extrusions with other materials—are not in the scope of this particular SIMA measure.

Nokia respectfully requests the CBSA to issue a scope ruling confirming whether the complete BTS systems in question constitute downstream products and that, as such, the aluminum extrusion components included in the systems are not within the scope of dumping case AD1379 and subsidy case CV124.

I, Ken Bellows, Vice President Taxation, of Nokia Canada Inc., certify that the information and evidence submitted in this application to the Canada Border Services Agency is true, accurate and complete.

Enclosed:

1. btsDetails.pdf: components' description, manufacturer, exporter details
2. btsInstallationDiagram.pdf: installation diagram
3. packingListExample: packing list example of a BTS system
4. Additional product details for individual BTS system components (15 files)

Signed: _____


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