



Homeland Security Investigations Commercial Fraud Unit



ANTIDUMPING AND COUNTERVAILING DUTY PROGRAM

The Homeland Security Investigations (HSI), Commercial Fraud Unit (CFU) manages the Antidumping and Countervailing Duty (AD/CVD) program, which provides oversight and guidance on HSI investigations involving schemes to evade the payment of duties imposed by the United States Government on certain imports. AD/CVD help level the playing field to assist domestic producers in competing against foreign exporters that are engaged in, or benefiting from, the practice of dumping and/or foreign government subsidies.

The U.S. International Trade Commission (ITC) and the U.S. Department of Commerce (Commerce) are responsible for conducting antidumping and countervailing duty investigations under Title VII of the Tariff Act of 1930. Under this law, U.S. industries may petition the ITC and Commerce for relief from unfairly priced and subsidized imports. Dumping occurs when a foreign producer sells a product in the United States at a price that is below that producer's sales price in its home market, or at a price that is lower than cost of production. Subsidizing occurs when a foreign government provides financial assistance to benefit the production, manufacture, or exportation of a good.



Seafood Dumping



Circumvention of Honey

When Commerce determines that an imported product is being dumped or subsidized and the ITC finds that a U.S. industry producing a like product is materially injured or threatened with material injury, an antidumping duty order or countervailing duty order is imposed as a remedy to the illegal trade practice. Once an antidumping or countervailing duty order is issued, Commerce instructs U.S. Customs and Border Protection (CBP) to collect the AD/CVD on imports of the product into the United States to offset the unfair trade practice.

HSI, with assistance from CBP and Commerce, will investigate a noncompliant importer attempting to circumvent payment of required duties. The methods often used to evade AD/CVD include, but are not limited to, illegal transshipment, re-marking, undervaluation, and misdescription.

