

**Product Listing Review Panel**  
**Re: Jiangsu Aiduo Photovoltaic Technology ('Aiduo')**

25 October 2019

**Panel:**

Dr Penelope Crossley (Chair)

Nigel Morris

Dean Lombard

**Subject of the Appeal:**

This matter was in respect of the decision to de-list all modules manufactured by Jiangsu Aiduo Photovoltaic Technology ('Aiduo') made by the Clean Energy Council on 14 October 2019. The CEC proposed to de-list the Aiduo modules following breaches of the applicable International and Australian Standards and the CEC's Terms and Conditions for Listing (detailed below), which were uncovered during a random audit and testing by the CEC:

<b>Non Conformance</b>	<b>T&amp;Cs Clause</b>
Modules are below minimum specification shown on label	23, 51, 53
Modules have components which are outside of certification	19, 20, 21, 53
Certificate is not valid	44
Website documentation contains misleading information	39

In addition, the AiduoPV website was found not to carry documents approved for use in Australia.

Aiduo sought to appeal this de-listing claiming that the panels tested were not produced in Aiduo's factory and were sent to Australia fraudulently. They further claimed that the Australian nominated importer "AIDUO ALL energy " is not related to the manufacturer.

**The Appeal:**

The Product Listing Review Panel consisting of Dr Penelope Crossley (Chair), Mr Nigel Morris and Mr Dean Lombard, held a meeting via teleconference on 21 October 2019 to hear the appeal.

The Panel carefully considered the relevant documentation provided to it by Aiduo and by the Clean Energy Council.

The Panel decided to request further documentation from Aiduo to assist the Panel reach its final determination. The Chair of the Panel wrote to the nominees of Aiduo via email at 4:54pm (AEST) of 21 October 2019 requesting the following further information be required within 48 hours:

1. Please provide us with the documentation to support that you have undertaken the corrective actions specified in the letter dated 14 October 2019 from Mr Sandy Pulsford, Product Specialist Testing and Compliance, Clean Energy Council.

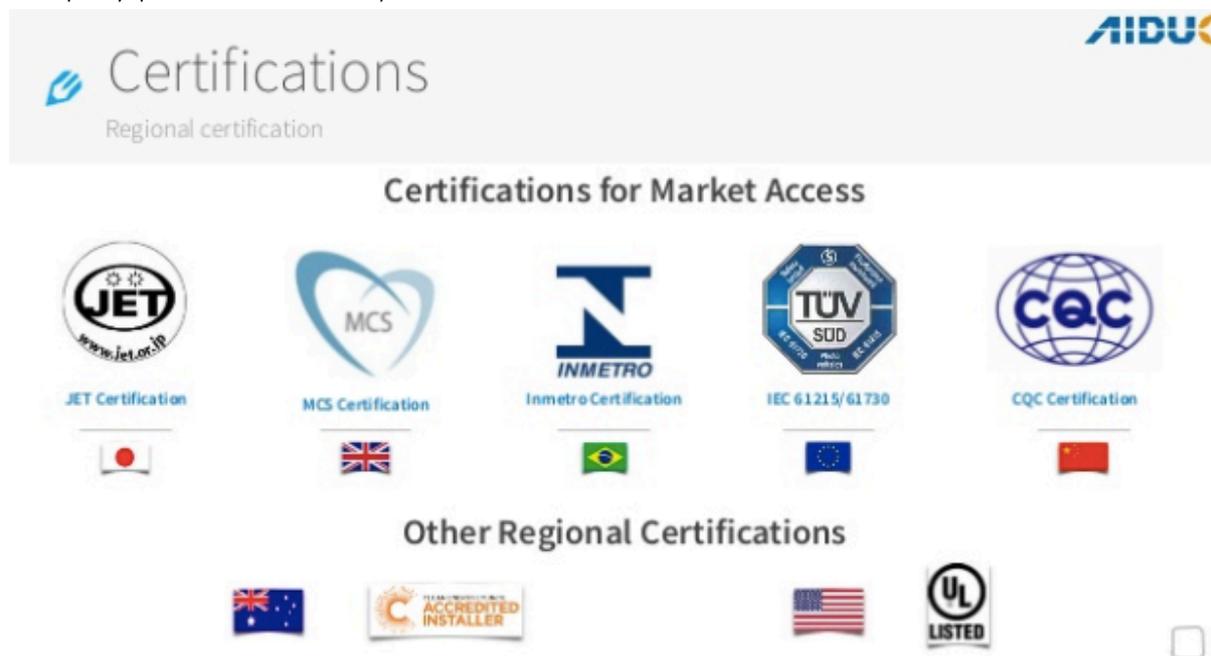
These corrective actions specifically were:

- i. Supply updated certificates, CDFs and test report based on IEC TS 62915 retesting guideline for any additional components.
  - ii. Advise how production processes will be changed to ensure the power ratings of modules comply with the specifications.
  - iii. Arrange a special Factory Inspection with the certifier, and supply a copy of the Audit Report to the CEC.
  - iv. Update the documents on the AiduoPV website.
  - v. Appoint a new importer for Australia
  - vi. Provide documentation on the relationship between Jiangsu Aiduo PV and Tongxin Energy and advise on any pending changes to the company name.
2. Please provide us with detailed information about how and when you first became aware that you had PV modules fraudulently branded as Aiduo in the Australian market?
  3. Please advise us of the steps that you have subsequently taken to secure your product line?
  4. Please advise us if the Australian Competition and Consumer Commission have been notified? Have you taken any other steps to notify the electrical safety regulators or any other Australian government body as appropriate?
  5. You stated in your documentation that you have commenced legal proceedings in respect of this matter. Please advise us the date that legal action was commenced, the parties to that legal action, the court that the proceedings have been filed in and the reference number so that we may verify this claim?

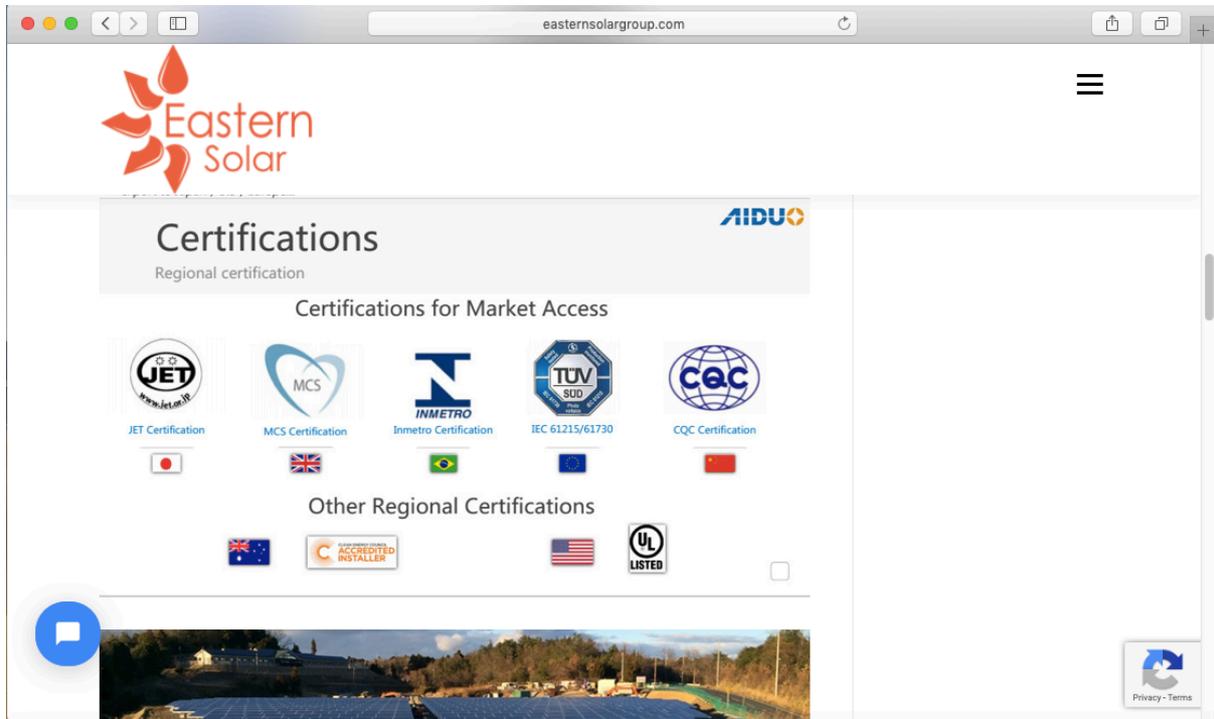
The Panel did not receive any of the requested documentation from Aiduo or its associated entities. As a result, the Panel determined that it could not rely on mere assertions of fraud on the part of Aiduo without being supplied with any supporting evidence.

We further note that in conducting our own investigation we found slides produced by Aiduo for investor presentations that were identical to sections contained on the Eastern Solar Group's website:

From investor presentation in 2016 (<https://www.slideshare.net/CrissKing/aiduo-pv-company-presentation-2016>)



<https://easternsolargroup.com/news/know-more-about-aiduo-pv/> (date accessed 21 October 2019)



The Panel noted that both the Aiduo investor presentation and the documentation on Eastern Solar Group’s website falsely misrepresented that Aiduo was a CEC accredited solar installer. At no time has Aiduo been a CEC accredited solar installer and nor has Eastern Solar Group.

**The Decision:**

Appeal denied. All modules produced by Jiangsu Aiduo Photovoltaic Technology are immediately delisted.

This matter involved extremely serious and clear breaches of the Australian Standards and the CEC’s Terms and Conditions for Listing. The CEC followed the correct procedure for testing and de-listing.

The Panel recommend that immediate action be taken against Aiduo in respect of the false misrepresentation of Aiduo as a CEC Accredited Installer.

The Panel further recommend that the CEC report their findings to both the ACCC and the relevant electrical safety regulators.