

ADA No. 2/2003/SB
National Tariff Commission
Government Of Pakistan
State Life Building No. 5,
Blue Area Islamabad, Pakistan

Islamabad the March 6,2003

NOTICE OF INITIATION OF ANTIDUMPING INVESTIGATION AGAINST ALLEGED
DUMPING OF SORBITOL FROM REPUBLIC OF INDONESIA AND REPUBLIC OF FRANCE

Investigating Authority National Tariff Commission (hereinafter referred to as the “Commission”)
Applicant Habib Arkady (Pvt.) Ltd., Al-Rehman Building, I.I. Chundrigar Road, Karachi (hereinafter referred to as the “Applicant”)
Countries of Export Republic of France (“France”) and Republic of Indonesia (“Indonesia”)
Investigated Product The product allegedly being dumped is Sorbitol 70% solution (the “investigated product”) classified under Pakistan Customs Tariff Codes 2905.4400 and 3824.6000. Sorbitol is used mainly in food items, pharmaceuticals, cosmetics, textile, etc.

Application

The Applicant lodged the application on January 30, 2003 alleging dumping of the investigated product into Pakistan by M/s Roquette Freres, a producer/exporter from the France and M/s P.T Sorini Corporation, a producer/exporter from the Indonesia. The Applicant is the only domestic producer of Sorbitol in Pakistan and thus represents 100 percent of the domestic production of the like product. The Applicant, therefore, constitutes the domestic industry.

Allegation of Dumping

The Applicant has alleged that investigated product is being exported to Pakistan from France and Indonesia at prices less than the normal value of the product.

Allegation of Injury

The Applicant has alleged that dumped imports of investigated product from France and Indonesia has caused and is causing material injury to the domestic industry, mainly, by way of; price undercutting, price depression, loss of market share and resultant losses.

Initiation of Investigation

The Commission hereby initiates the investigation pursuant to Section 23 of the Ordinance. The investigation will determine whether the investigated product originating in and exported from France and Indonesia is being dumped into Pakistan and whether such dumping has caused and/or is causing material injury to the domestic industry.

Collection of Information

In order to obtain data/information deemed necessary for the investigation, the Commission in terms of Rule 8 of the Antidumping Rules, 2001 (hereinafter referred to as the “Rules”) will send questionnaires to all known exporters, foreign producers and importers of the investigated product. The Commission may also, during the course of this investigation, request for any further information/data deemed necessary for the purposes of this investigation.

Period of investigation (“POI”)

For investigation of dumping:
For investigation of injury:

From January 01, 2002 to December 31, 2002
From July 1, 1999 to December 31, 2002.

Investigation Schedule

Date of initiation of investigation: The date of publication of this notice in the press in Pakistan.

Date of preliminary determination: Not earlier than 60 days and not later than 180 days from the date of initiation of investigation.

Date of final determination: Within 180 days of the date of publication of notice of preliminary determination in the press in Pakistan.

Interested Parties

Interested parties, as defined in Section 2(j) of the Ordinance, are requested to identify themselves to the Secretary, National Tariff Commission, Tel: +9251-9202839 Fax: +9251-9221205 not later than 10 days after the publication of this notice. An interested party applying for registration with the Commission in this investigation should submit; the name of the company, its line of business, name of authorized person, address, telephone number and fax number.

Views/Comments of Interested Parties

All interested parties are invited to make their views/comments, submit information and documents (if any) not later than 45 days of the publication of this notice. Interested parties seeking any information to be kept confidential shall record reasons warranting confidentiality and shall furnish non-confidential summary of all such information. All data and information regarding this investigation should be submitted to the Secretary of the Commission.

Use of best information available

Where any interested party refuses or otherwise does not provide the required information within time limit prescribed or significantly impedes the investigation, preliminary or final determination by the Commission will be made on the basis of best information available in accordance with Section 32 and the Schedule to the Ordinance.

Public file

In accordance with Rule 7 of the Rules, the Commission has established and maintained a public file at the offices of the Commission, which shall be available to interested parties for review and copying from Monday to Thursday between 1100 hours to 1300 hours throughout the investigation.

Further Information

For further information contact, Director General (A.D & C.V) Tel: +9251-9218968, Fax: +9251-9221205. General information may also be obtained by accessing Commission's website www.ntc.gov.pk

Authority under the Ordinance

This investigation is being conducted under the Antidumping Duties Ordinance No. LXV of 2000. This notice is published in pursuance of Sections 27 and 34 of the Ordinance.

By order of the Commission.

(Mohammad Saeed)
Secretary