

ADC No. 20/2009/NTC/HP/SR/15
National Tariff Commission
Government of Pakistan

Notice of Initiation of Sunset Review of Anti-dumping Duties Imposed on Dumped Imports of Hydrogen Peroxide from Belgium, China, Indonesia, South Korea, Taiwan, Thailand and Turkey

The National Tariff Commission (the “Commission”) received an application for review under Section 58 of the Anti-Dumping Duties Ordinance, 2015 (the “Ordinance”) on July 02, 2015 from M/s Sitara Peroxide Limited, Faisalabad and M/s Descon Oxychem Limited, Lahore (the “Applicants”), domestic producers of Hydrogen Peroxide (“HP”). This application was made following the publication (published in national press and official Gazette on May 28, 2015) of a notice of impending expiry of definitive anti-dumping duties levied on dumped imports of HP into Pakistan originating in and /or exporting from the Kingdom of Belgium, People’s Republic of China, Republic of Indonesia, Republic of Korea, Republic of China (Taiwan), Kingdom of Thailand and Republic of Turkey (hereinafter collectively referred to as the “Exporting Countries”). The Applicants have alleged that expiry of anti-dumping duties on HP would likely to lead to continuation or recurrence of dumping of HP and injury to the domestic industry producing HP.

Anti-dumping Duties In-Force

The Commission imposed definitive anti-dumping duties on dumped imports of HP originating in and /or exported from the Exporting Countries vide notice (ADC No.20/2009/NTC/HP) published in the official Gazette and the national press on July 06, 2011 for a period of five years with effect from September 27, 2010.

Product Under Review

The product under review is HP exported by the exporters and foreign producers from the Exporting Countries. It is classified under PCT Heading No. 2847.0000. It is generally used in bleaching and sterilization process in textile and paper & pulp industry and general purpose as bleaching, oxidizing, detoxifying and deodorizing agent.

Application/Basis for Review

The Applicants have claimed that the expiry of the anti-dumping duty imposed on HP would lead to likely continuation or recurrence of dumping of HP, and injury to the domestic industry. The Applicants are of the view if the anti-dumping duties are removed, the volume of dumped imports is likely to increase, which is likely to continuation of injury to the domestic industry. It is further alleged that expiry of anti-dumping duties would lead to regaining of the imports of product under review into Pakistan which is likely to lead to recurrence of material injury to the domestic industry, mainly, by way of: loss in production, sales and output, price under-cutting, price depression, price suppression, decrease in profitability, capacity under utilization and negative effect on the inventory, cash flows, employment and wages, growth, investment and ability to raise capital.

Initiation of Review

Upon examination of a duly substantiated request, the Commission hereby initiates a review pursuant to Section 58 of the Ordinance to determine whether the expiry of the anti-dumping duties imposed on HP would likely to lead to continuation or recurrence of dumping and injury.

Continuation of Anti-dumping Duties

In terms of Section 58 of the Ordinance, the anti-dumping duty imposed on dumped imports of HP will remain in-force pending the outcome of the review.

Period of Review:

This sunset review would be conducted on the basis of the information of last three years (April 01, 2012 to March 31, 2015) submitted by the Applicants and would be obtained from the exporters/foreign producers from the Exporting Countries.

Schedule of Review

Date of initiation of review:

The date of publication of this notice in the press in Pakistan

Date of conclusion of review:

Within twelve months of the date of publication of notice of initiation of review

Interested Parties

Interested parties, as defined in Section 2(j) of the Ordinance, are requested to identify themselves to the Secretary, National Tariff Commission, State Life Building No. 5, Blue Area, Islamabad, Tel: +9251-9202839 Fax: +9251-9221205 not later than 15 days of the publication of this notice. An interested party applying for registration with the Commission in this review should submit; the name of the company, its line of business, name of authorized person, address, telephone number and fax number. All interested parties are invited to make their views/comments known to the Commission, and to submit information and documents (if any) not later than 45 days of the date of publication of this notice in the press in Pakistan. All data and information in this regard should be submitted to the Secretary of the Commission.

Hearing

Any party as defined in Section 2(j) of the Ordinance may, if it so wishes, request a hearing in accordance with Rule 14 of the Rules within 45 days of the publication of this notice by contacting Secretary, National Tariff Commission, State Life Building No.5, Blue Area, Islamabad. Telephone No. +92-51-9202839, Fax No.+92-51-9221205.

Use of Best Information Available

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

Public File

In accordance with Rule 7 of the Anti-Dumping Duties Rules, 2001, the Commission has established and maintained a public file at its offices, which shall be available to the interested parties for review and copying from Monday to Thursday between 1100 hours to 1300 hours throughout the review.

Further Information

For further information please contact Director, National Tariff Commission, Tel: +92-51-9201188, Fax: +92-51-9221205. General information may also be obtained by accessing the Commission's official website www.ntc.gov.pk

By order of the Commission.

(Muhammad Shahid)
Secretary
September 02, 2015