

ADC No. 46/2015/NTC/PFY
Government of Pakistan
National Tariff Commission

**Notice of Preliminary Determination
in Anti-dumping Investigation against Dumped Imports of Polyester Filament Yarn into
Pakistan Originating in and/or Exported from the Peoples' Republic of China and Malaysia**

The National Tariff Commission (the "Commission") initiated an anti-dumping investigation on February 27, 2016, under Section 23 of the Anti-Dumping Duties Act, 2015 (the "Act") after establishing that the application lodged by Gatron Industries Limited, Karachi and Rupali Polyester Limited, Lahore (the "Applicants"), on behalf of domestic industry producing Polyester Filament Yarn ("PFY") was in accordance with Sections 20 and 24 of the Act. The investigation concerns dumping of PFY, originating in and/or exported from the People's Republic of China and Malaysia (the "Exporting Countries") into Pakistan and material injury caused therefrom to the domestic industry producing PFY. In accordance with provisions of the Act, and Anti-Dumping Duties Rules, 2001 (the "Rules"), the Commission has, after investigation, determined the following on preliminary basis:

Product under Investigation: The product being dumped into Pakistan is PFY, on provisional basis, excluding colored PFY originating in and/or exported from the Exporting Countries and is classified under Pakistan Customs Tariff Heading Nos. 5402.3300, 5402.4700 and 5402.6200 (the "investigated product").

Period of Investigation (POI): For determination of dumping and injury, the POI is as follows:

For determination of dumping:	From October 01, 2014 to September 30, 2015
For determination of injury:	From October 01, 2012 to September 30, 2015

Sampling of exporters/foreign producers from China: Due to large number of exporter/foreign producers, the Commission decided to limit the number of exporters/foreign producers from China for detailed examination on the basis of volume of exports. The Commission selected 10 exporters/producers from China on the basis of highest import volume, affiliated companies and varieties of investigated product i.e. DTY and FDY in terms of Section 14 of the Act after the consultation with the cooperating exporters/producers from China under Section 14 (3) of the Act. The selected exporters/producers represent the 50.20% of the volume of exports of PFY from China;

Determination of Dumping: Individual dumping margins in this preliminary determination are determined for sampled exporters/foreign producers of the investigated product from the Exporting Countries on the basis of the information provided by them as noted in the table below:-

Provisional Dumping Margins

Exporter Name		Provisional Dumping Margin % of C&F Export Price
China	Shaoxing Huaqing Polyester and Textile Co., Ltd	4.03
	Zhejiang Hengyi Petrochemicals Co., Ltd	5.01
	Tongkun Group Co., Ltd	0.00
	Tongkun Group Zhejiang Hengsheng Chemical Fiber Co., Ltd	
	Jiangsu Shenghong Science and Technology Corp. Ltd	7.08
	Jiangsu Guowang High-Technique Fiber Co., Ltd	
	Jiangsu Zhonglu Technology Development Co Ltd	
	Jiangsu Shenghong Petro Chemical Group Ltd	
	Jiangsu Shenghong Technology Trading Co., Ltd	7.23
	Fujian Jinlun Fiber Shareholding Co. Ltd	
	All others Chinese Producers/Exporters	12.66
Malaysia	Recron (M) Sdn, Bhd, Malaysia	10.86
	All others Malaysian Producers/Exporters	10.86

* The Chinese exporters/foreign producers who cooperated with the Commission will be dealt in accordance with Section 51(3) of the Act.

Injury to the domestic industry: Injury to the domestic industry has been determined in accordance with Part VI of the Act. The Commission has on preliminary basis established that the domestic industry suffered material injury on account of increase in volume of dumped imports, price undercutting, decline in production, decline in sales, decline in market share, negative effect on productivity and wages, negative effect on capacity utilization, decline in profits and negative effect on return on investment. The Commission has also examined factors other than dumped imports under Sections 18(2) and 18 (3) of the Act, which could at the same time cause injury to the domestic industry. Analysis showed that the domestic industry has not been suffered material injury due to others factors.

Non-Imposition of Provisional Anti-Dumping Duty: In reaching this preliminary determination, the Commission is satisfied that the investigated product has been imported from the Exporting Countries at dumped prices. However, the Commission has decided not to impose provisional antidumping duties.

Hearing: Any party registered as an interested party in this case may, if it so wishes, request a hearing in accordance with Rule 14 of the Rules within 30 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.

Authority under Law: This notice is published pursuant to Section 37 of the Act by order of the Commission.

(Muhammad Anwar)
Secretary
February 15, 2017