

ADC No. 50/2016/NTC/PVC
Government of Pakistan
National Tariff Commission

Notice of Final Determination and Imposition of Definitive Antidumping Duties against Dumped Imports of Polyvinyl Chloride Resin Into Pakistan Originating In and / Or Exporting From China, Chinese Taipei, South Korea, and Thailand .

The National Tariff Commission (the "Commission") initiated an anti-dumping investigation on November 29, 2016, under Section 23 of the Anti-Dumping Duties Act, 2015 (the "Act") after establishing that the application lodged by Engro Polymer & Chemicals Ltd., Karachi (the "Applicant"), on behalf of domestic industry manufacturing Polyvinyl Chloride Resin Suspension Grade ("PVC") was in accordance with Sections 20 and 24 of the Act. The investigation concerns dumping of PVC, originating in and/or exported from the People's Republic of China, ("China"), Republic South Korea ("Korea"), Kingdom of Thailand ("Thailand") and Chinese Taipei hereinafter referred as (the "Exporting Countries") into Pakistan and material injury caused therefrom to the domestic industry. The Commission made a preliminary determination in this investigation in terms of Section 37 of the Act and notice of preliminary determination was published in the press and Official Gazette on June 13, 2017. In accordance with the Act and the Anti-Dumping Duties Rules, 2001 (the "Rules"), the Commission has made its affirmative final determination as follows:-

Product under Investigation: The product being dumped into Pakistan is Polyvinyl Chloride Resin Suspension Grade ("PVC") imported from the Exporting Countries. The investigated product falls under Pakistan Customs Tariff ("PCT") No. 3904.1090 (the "investigated product").

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

For determination of dumping	From July 01, 2015 to June 30, 2016
For determination of injury	From July 01, 2013 to June 30, 2016

Determination of Dumping:- five exporters/producers i.e. Xinjiang Tianye (Group) Foreign Trade Co. Ltd, China, Inner Mongolia Wuhai Chemical Industry Co., Ltd., China, Tianjin LG Bohai Chemical Co. Ltd., China, Tianjin Dagu Chemical Co., Ltd, China and LG Corporation, Korea from the Exporting Countries provided complete data/information on Exporter's Questionnaire for the purposes of this investigation. Normal value and export price of the investigated product for these five exporters/producers have been determined in accordance with relevant provisions of the Act, on the basis of the information provided by these exporters/producers in response to the Commission's Questionnaire and verified during the verification visit. Accordingly, the Commission has worked out individual dumping margins for these exporters/producers. However, residual dumping margins have been determined for all other non-cooperating exporters/producers from the Exporting Countries.

Injury to the domestic industry: - Injury to the domestic industry has been determined in accordance with Part VI of the Act. The Commission has established that the domestic industry suffered material injury on account of increase in volume of dumped imports, price undercutting, price depression, decline in market share, capacity utilization, profitability, return on investment and negative effect on salaries and wages per MT, growth and ability to raise capital. The Commission has also examined factors other than dumped imports under Section 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 suffered injury due to others factors.

Imposition of Definitive Anti-dumping Duties: - In this final determination the Commission has determined that PVC is imported from the Exporting Countries at dumped prices and is consequently causing material injury to the domestic injury. In order to prevent material injury to the domestic industry, the Commission, pursuant to powers conferred under Section 50 of the Act, has decided to impose definitive anti-dumping duties at the rates mentioned below on C&F value in *ad val.* terms on imports of PVC imported from the Exporting Countries under PCT Heading No. 3904.1090, for a period of five years with effect from June 13, 2017:

Definitive Antidumping Duty Rates

Country	Exporter Name	Definitive Antidumping Duty Rates (%)
China	Xinjiang Tianye (Group) Foreign Trade Co. Ltd.	3.44
	Inner Mongolia Wuhai Chemical Industry Co., Ltd	6.65
	Tianjin LG Bohai Chemical Co. Ltd	20.47
	Tianjin Dagu Chemical Co., Ltd	14.34
	All other exporters	20.47
Korea	LG Chem, Korea	4.00
	All Other Exporters	14.97
Thailand	All Exporters	13.98
Chinese Taipei	All Exporters	16.68

However, it would not be levied in terms of Section 51(1) (e) of the Act on imports that are to be used as inputs in products destined solely for exports. Furthermore, the definitive duty rates for exporters/producers from the Exporting Countries are lower as compared to provisional duty rates. Claims for refund of difference between provisional antidumping duty and final antidumping duty with respect to the import of the investigated product would be entertained, if claimed within the stipulated time period under Section 55(2) of the Act.

Further Information: A non-confidential version of the report of final determination shall be placed on public file established and maintained by the Commission. It shall also be posted on the Commission's website: www.ntc.gov.pk.

By order of the Commission.

-Sd-
(Imran Zia)
 Director
 April 25, 2018