

MINISTRY OF COMEMRCE
(Directorate General of Anti Dumping & Allied Duties)

INITATION NOTIFICATION

New Delhi, the 30th November, 1999

Subject: - Initiation of review of anti-dumping duty imposed on Acrylonitrile Butadiene Rubber (NBR) originating in or exported from South Korea and Germany.

No. 27/1/2000-DGAD. - The Designated Authority (hereinafter referred to as Authority) having regard to the Customs Tariff Act 1975 as amended in 1995 and the Customs Tariff (Identification, Assessment and Collection of duty or Additional duty on Dumped Articles and for Determination of Injury) Rules, 1995 notified final findings vide notification No. 9/1/95-ADD on 17.7.99 dumping of Acrylonitrile Butadiene Rubber (herein after referred to as NBR) originating in or exported from South Korea and Germany. The duty was imposed vide notification No. 62 –Customs dated 30.7.97.

1. Product Under Consideration: The product under consideration is Acrylonitrile Butadiene Rubber (NBR) which is classified under custom heading 4002.59 of Schedule I of the Customs Tariff Act, 1975. and No. 4002.59.00 under Indian Trade Classification (Based on Harmonized commodity Description and coding system). The classification is, however, indicative only and is not binding on the scope of the present review.

2. Initiation of Anti-Dumping Investigation: The Customs Tariff (Amendment) Act, 1995 and the rules made thereunder require the Authority to review, from time to time, the need for the continued imposition of Anti Dumping Duty. The Designated Authority, therefore, considers that the Anti Dumping Duty imposed by the Central Government in pursuant to the recommendations made by the Authority vide notification No. 91/195-ADD dated 17.7.97, need be reviewed at this stage.

3. Having decided to review the final findings notified vide No. 91/1/95-ADD dated 17.7.97, the Authority hereby initiates investigations to review the need for continued imposition of the anti-dumping duty imposed on imports of Acrylonitrile Butadiene Rubber (NBR) originating in or exported from South Korea and Germany in accordance with the Customs Tariff (Amendment) Act, 1995 and the Customs Tariff (Identification, Assessment and Collection of Anti-Dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995.

4. This Review covers all aspects of Notification No. 9/1/95-ADD on 17.7.97.

5. Period of Investigation: The period of investigation for the purpose of the present review is 1st April, 1999 to 31st March, 2000.

6. M/s. Apar Industries Limited, earlier known as M/s. Gujarat Apar Polymers Ltd. was considered as the domestic industry in the above referred notification of imposition of definitive anti dumping duty. The Authority proposes to consider M/s. Apar Industries Ltd., as the domestic industry in accordance with Rules supra.

7. Submission of Information: The exporters and importers known to be concerned and domestic industry are being informed separately to enable them to file all information relevant in the form of manner prescribed. Any other party interested to participate in the present investigation may write to:

The Designated Authority

(Anti Dumping Division)

Government of India

Ministry of Commerce & Industry

Room No. 243, Udyog Bhavan, New Delhi-110011

8. Time Limit: All information relating to this review should be sent in writing so as to reach the Authority at the above address not later than 40 days from the date of publication of this notification. If no information is received within the prescribed time limit or the information received is incomplete, the Authority may record their findings on the basis of the facts available on record in accordance with the Rules supra.

9. Inspection of Public File: In terms of Rule 6(7), any interested party may inspect the public file containing non-confidential version of the evidence submitted by other interested parties.

10. In case where an interested party refuses access to, or otherwise does not provide necessary information within a reasonable period, or significantly impedes the investigation, the Authority may record its finding on the basis of the facts available to it and make such recommendations to the Central Government as deemed fit.

RATHI VINAY JHA..
Designated Authority.