

NO.15/1/2003-DGAD

**Ministry of Commerce & Industry
(Department of Commerce)
(DIRECTORATE GENERAL OF ANTI-DUMPING AND
ALLIED DUTIES)**

NOTIFICATION

New Delhi, the 20th June, 2002

Initiation (Sunset Review)

Subject: Initiation of Sunset Review regarding anti-dumping duty imposed on Calcium Carbide originating in or exported from China and Romania.

No. 15/1/2003-DGAD - The Designated 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 recommended imposition of provisional Anti Dumping duty on imports of Calcium Carbide (hereinafter referred to as subject goods) originating in or exported from China and Romania (hereinafter referred to as subject countries) falling under Sub-heading 2849.10, and the findings were published vide Notification no. 27/1/97-ADD dated 24th August 1998. The Designated Authority came out with final findings on 22nd January, 1999 and definitive anti dumping duty was imposed by Customs on 11.03.1999.

1. Product Under Consideration

Product under consideration is Calcium Carbide which is classified under sub-head 2849.10 of Schedule I of the Customs Tariff Act, 1975. The Classification is, however, indicative only and is in no way binding on the scope of the present investigations.

2. Initiation

The Customs Tariff (Amendment) Act 1995 and the Rules made there under require the Authority to review, from time to time, the need for continuance of Anti Dumping Duty. The Designated Authority issued public notice vide Notification No.27/1/97-ADD dated 28th January, 1998 for initiation of anti dumping investigation concerning Calcium Carbide originating in or exported from China and Romania and considered appropriate to impose Anti Dumping Duty vide Notification dated 22nd January,

1999. The Designated Authority now considers that the sunset review of the Anti Dumping Duty recommended would be appropriate at this stage under the provision of Section 9A (5) of Customs Tariff (Amendment) Act 1995. M/s Shriram Vinayl and Chemicals Industries has submitted a representation for continuance of Anti Dumping Duty on Calcium Carbide originating in or exported from China and Romania for a further period of 5 years.

3. Procedure

Having decided to review the final findings notified vide No 27/1/97 dated 22nd January, 1999 and final duty imposed on 11.03.1999, the Authority hereby initiates investigations to review whether cessation of antidumping duty is likely to lead to continuation or recurrence of dumping and injury on imports of Calcium Carbide originating in or exported from China and Romania in accordance with the Customs Tariff (Amendment) Act, 1995 and the Customs Tariff (Identification, Assessment & Collection of Anti Dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995.

4. The review covers all aspects of Notification No.27/1/97 dated 24th August 1998 and subsequent final findings dated 22nd January, 1999.

5. The period of investigation for the purpose of the present review is 1st October 2001 to 31st March 2003..

6. Submission of Information:

The exporters in subject countries, their governments through their embassies in India, the importers and users in India known to be concerned and the domestic industry are being addressed separately to submit relevant information in the form and manner prescribed and to make their views known to the:

The Designated Authority Directorate General of Anti-Dumping and Allied Duties
Department of Commerce, Udyog Bhavan, New Delhi-110011.

Any other interested party may also make its submissions relevant to the investigation in the prescribed form and manner within the time limit set out below.

7. Time Limit

Any information relating to the present review and any request for hearing should be sent in writing so as to reach the Authority at the address mentioned above not later than forty days from the date of publication of this review notification. If no

information is received within the prescribed time limit or the information received is incomplete, the Designated Authority may record its findings on the basis of the facts available on record in accordance with the Rules supra.

8. Inspection of Public File:

In terms of Rules 6(7), any interested party may inspect the public file containing non-confidential version of the evidence submitted by other interested parties.

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 findings on the basis of the facts available to it and make such recommendations to the Central Government as deemed fit.

L. V. Saptharishi
Designated Authority