

MINISTRY OF COMMERCE
(Directorate General of Anti-Dumping and Allied Duties)

INITIATION (SUNSET REVIEW) NOTIFICATION

New Delhi, the 2nd September, 1999

Subject:- Initiation of Sunset Review for the continuance of anti-dumping duty imposed on Isobutyl Benzene originating in or exported from China PR.

No. 38/1/99-DGAD.-The Designated Authority having regard to the Customs Tariff (Second Amendment) Act, 1982 and the Custom Tariff (Identification, Assessment and Collection of Duty or Additional Duty on Articles and for Determination of injury) Rules, 1985 thereof recommended imposition of definitive Anti-Dumping Duty on imports of Isobutyl Benzene originating in or exported from China PR falling under Chapter 29, of the Customs Tariff Act, 1975 vide Gazette Notification No. 14/50/93-TPD dated 30.8.94. The Government of India imposed anti dumping duty vide notification No.169/94 –Customs dated 20.9.94.

1. Product under consideration: The product under consideration is Isobutyl Benzene, classified under heading 2933.40 of Schedule I of Indian Customs Tariff Act, 1975 and No. 2933.04.08 under Trade classification (based on Harmonized Commodity Description and Coding System). The classification if, however, indicative and is not binding on the scope of the present review.

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 Authority issued public notice vide notification No. 6/2/96-ADD dated 31.3.97 for initiation of review for the continuance of anti dumping duty imposed on Isobutyl Benzene originating in or exported from China PR and considered appropriate to continue the imposition of anti dumping duty vide notification no. 6/2/96/ADD dated 27.3.98. The Designated Authority recommended vide notification dated 30.8.94 referred above, would be appropriate at this stage. In the mean time M/s. Herdillia Chemicals Ltd., Mumbai also submitted a representation for continuance of anti dumping duty on Isobutyl Benzene originating in or exported from China PR for further period of five years.

3. Procedure: Having decided to review of final findings arrived in the notified dated 30.8.94, the Authority is hereby initiating as investigation to review (Sunset review) the need for continuance or otherwise of definitive duty recommended on imports originating in or exported from China PR in accordance with the Customs Tariff

(Amendment) Act, 1995 and Customs Tariff (Identification, Assessment and Collection of Anti Dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995.

4. The review covers all aspects of notification No. 14/50/93-TPD dated 17.1.94 and subsequent review initiation notification no. 6/2/96/ADD dated 31.03.97.

5. Period of Investigation: The period of investigation for the purpose of the present review is 1st April, 1998 to 31st March, 1999.

6. M/s. Herdillia Chemicals Ltd and M/s. Vinati Organics Ltd. were considered as domestic industry in the notification referred to above. The designated Authority (hereinafter referred to as Authority proposes to consider M/s. Herdillia Chemicals Ltd., 13th Floor, Air India Building, Nariman Point, Mumbai-400 02 and M/s. Vinati Organics Ltd., 2nd Floor, Shiv Ashish, Andheri-Kurla Road, Saki Naha, Mumbai-400 072 as domestic industry in accordance with the Rules supra.

7. Submission of Information: The exporters inn the subject countries, the importers 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

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Ministry of Commerce

Udyog Bhawan

New Delhi-101 011 (INDIA)

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.

8. Time Limit : Any information relating to the present review and any request for hearing should be sent in writing to the Authority at the above address so as to reach within forty days from the date of publication of this review notification. If no information or incomplete information is received, the Designated Authority may record its 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.

RATHI VINAY JHA,
Designated Authority