

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

INITIATION NOTIFICATION

New Delhi, the 18th March, 1999 .

Subject - Initiation of anti-dumping investigation concerning import of Polystyrene from China PR, Hong Kong, Singapore and Thailand.

No 33/1/98 DGAD: M/s, Polystyrene Producers Association have filed a petition, on behalf of the domestic industry, in accordance with the Custom. 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 before the designated Authority (hereinafter referred to as the Authority) alleging dumping of Polystyrene from China PR, Hong Kong, Singapore and Thailand and requested for anti-dumping investigation and levy of anti-dumping duties.

1.Standing: The petitioner is an association of Polystyrene producers In India and the petition is supported by the following three producers:

- Supreme Petrochem Ltd., Mumhai
- LG Polymers India Pvt. Ltd., Visakhapatnam
- Raiasthan Polymers and Resins Ltd., Abu Road, Rajasthan

Production of the above three companies constitutes majority production of Polystyrene in India and the association, therefore satisfied the standing to file the petition, on behalf of the domestic industry.

2. Product Involved: The product involved in the present investigation is Polystyrene originating in or exported from China PR, Hong Kong, Singapore and Thailand, classified under custom sub-heading 3903 of the Customs Tariff Act. The classification is however indicative only and in no way binding on the scope of the present investigation.

3. Countries/Territories Involved: The countries/territories involved in the present investigations are the Peoples Republic of China, Hong Kong, Singapore and Thailand.

4. Like Goods: The petitioner has claimed that the goods exported from China PR, Hong Kong, Singapore and Thailand and being produced by the petitioner are being consumed interchangeably and therefore, have characteristics closely ambling each

other. Goods produced by the subject companies can, therefore, be treated as like articles to the goods imported from China PR, Hong Kong, Singapore and Thailand within the meaning of the Rules.

5. Dumping and Dumping Margin:

- a. Normal Value: The petitioners has claimed normal value on the basis of selling prices of polystyrene prevailing in exporters domestic market based on ICIS-LOR Group publication in respect of China PR, Hong Kong, Singapore Normal value in respect of Thailand has been claimed based on global manufacturing cost.
- b. Export price: The petitioner has claimed export price on the basis of data from the Directorate General of Commercial Intelligence and Statistics (DGCIS), Calcutta and the data compiled from the Customs Daily lists for the Mumbai and Kandia ports for 1997-98.
- c. There is sufficient prima-facie evidence with regard to the normal values in the subject countries/territory, the prices at which goods have been exported from the subject countries/territory and that the normal values of Polystyrene in the subject countries/territory are significantly higher than the price at which these have been exported to India, indicating, prima facie, that the goods are being dumped by (the exporters from the subject countries/territory).

6. Injury: The petitioner has claimed that imports of Polystyrene in India have caused the subject companies material injury and further threatens material injury. The imports of Polystyrene are entering in India at such a price as to have a significant depressing and/or suppressing effect on the domestic prices of Polystyrene in India. The various economic indicators relating to domestic industry such as decline in domestic prices and realisation, profit/loss etc. also collectively and cumulatively, prima facie indicate that the domestic industry has suffered material injury and the same also pose a threat of material injury.

7. Initiation of Anti-Dumping Investigation: The Authority, therefore, initiates antidumping investigation into the existence, degree and effect of alleged dumping of the subject goods originating in or exported from China PR, Hong Kong, Singapore and Thailand.

8. Period of Investigation: The period of investigation for the purpose of present investigation is 1st April, 1997 to 30th September, 1998.

9. Submission of Information: The exporters in the said countries/territory and importers in India known to be concerned are being addressed separately to submit relevant information in the form and manner prescribed and make their known to

Mrs. Rathi Vinay Jha, Designated Authority and Additional Secretary,
Government of India. Ministry of Commerce.
Udyog B ha van, New Delhi-110011

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

10. **Time Limit:** Any information relating to the present investigation 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 notification. The known exporters and importers, who are being addressed separately, are however, required to submit the information within forty days from the date of letter addressed to them separately.

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

12. In case where an interested parties 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 make such recommendations to the Central Government as deemed fit.

RATHI VINAY JHA.
Designated Authority