

Ministry of Commerce & Industry
Department of Commerce
Directorate General of Anti-Dumping & Allied Duties

INITIATION NOTIFICATION

New Delhi, the 11 November, 2000

Subject: Initiation of anti dumping investigation concerning imports of Dry Batteries originating in or exported from PR China

53/1/2000-DGAD - The Designated Authority (hereinafter referred to as Authority) has received information from reliable sources that dry batteries (hereinafter referred to as subject goods) from People's Republic of China (hereinafter referred to as subject country), is being dumped in India over the last six months.

1. **Product Under Consideration:** The product under consideration is dry batteries (specifically primary pencil cells and batteries) which is classified under custom sub-heading 850610 of Schedule I of the Customs Tariff Act, 1975. The product is used in torches, transistors, toys, cameras, tape recorders, CD players, laptop PCs and other electronic and electrical gadgets. The batteries are available in various sizes, however, R6 (AA) both in paper and metal (both heavy duty and super heavy duty) jacketed form are within the scope of investigation. The goods manufactured by the domestic industry are 'like articles' to the goods imported from the subject country within the meaning of Rule 2(d). The classification is indicative only and is in no way binding on the scope of the present investigation.
2. **Dumping:** There is sufficient prima facie evidence indicating that the normal value of the subject goods in the subject country is significantly higher than the prices at which it has been exported to India suggesting that the subject goods are being dumped by the exporters of the subject country.
3. **Injury & Causal Link:** Various parameters viz., volume of imports and price suppression, prima facie indicate that the domestic industry has suffered material injury on account of dumping of the subject goods
4. **Initiation and Period of investigation:** The Authority in view of the foregoing paragraphs initiates anti dumping investigation into the existence, degree and effect of alleged dumping of subject goods originating in or exported from the subject country in accordance with Customs Tariff (Amendment) Act 1995 and Rule 5(4) of the Customs Tariff (Identification, Assessment and Collection of duty or Additional Duty on Dumped Articles and for Determination of Injury) Rules, 1995. The period of investigation is 1.4.2000 to 30.9.2000.

5. **Submission of Information:** The exporters and importers known to be concerned and domestic industry may submit the relevant information in the form and manner prescribed in the questionnaire and available at the website <http://commin.nic.in/doc> and may make their views known to –

Shri L V Saptharishi

Designated Authority

(Directorate General of Anti-Dumping & Allied Duties)

Government of India

Ministry of Commerce

Udyog Bhavan, New Delhi-110011

6. The Embassy of the subject country in New Delhi is also being supplied with the questionnaire relevant to the exporters/producers in the subject country so as to enable them to file the information in the prescribed format within forty days from the date of publication of this Initiation Notification.
7. Any other interested party may also make its submissions relevant to the investigation in the prescribed form and manner (available at the above website and also with this Directorate) within forty days from the date of publication of this Notification.
8. Non confidential summary: All interested parties must provide a non confidential summary of any information provided on a confidential basis in terms of Anti Dumping Rule 7(2). This information will be subject to acceptance in terms of Rules 7(1) and (2).
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 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