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

New Delhi, the 1<sup>st</sup> October, 2008.

**INITIATION NOTIFICATION**

**MID TERM REVIEW**

**Subject: - Initiation of Mid Term Review of Anti-Dumping duty imposed on imports of Sodium Hydrosulphite originating in/exported from China PR.**

**No. 15/21/2008-DGAD** - 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, vide Notification Number 15/16/2005-DGAD dated 5<sup>th</sup> October, 2005, the Designated Authority (herein after referred to as Authority) initiated a sunset review in the matter of continued imposition of the definitive antidumping duty in force on the imports of Sodium Hydrosulphite (hereinafter referred to as subject goods) originating in or exported from China PR (hereinafter referred to as subject country).

AND WHEREAS vide Notification No. 15/16/2005 dated 6<sup>th</sup> September 2006, the Authority concluded that the cessation of antidumping duty on Sodium Hydrosulphite from China PR will lead to continuation or recurrence of dumping and injury and recommended continued imposition of definitive antidumping duty on imports of the subject goods.

Accordingly, definitive antidumping duty was imposed on the subject goods vide Customs Notification No. 108/2006-Customs dated 16<sup>th</sup> October 2006.

**2. Request for Review**

WHEREAS the Rules supra require the Authority to review from time to time, the need for continued imposition of Anti Dumping Duty and if it is satisfied, on the basis of positive information received by it that there is no justification for continued imposition of such duty, the authority may recommend to the central government for its withdrawal. Notwithstanding the above provision the authority is required to review, on the basis of positive information submitted by any interested party substantiating the need for a review, provided that a reasonable period of time has elapsed since the imposition of the definitive antidumping duty, whether continued imposition of the duty is necessary to offset dumping, whether the injury would be likely to continue or recur if the duty were removed or varied, or both.

In terms of the above provision, M/s Transpek- Silox, Vadodara has filed a request for a mid-term review of the antidumping duty in force, supported by M/s Demosha Chemicals Ltd., Mumbai and M/s TCP Ltd., Chennai on behalf of the domestic industry.

### **3. Grounds for Review**

The applicant claims that the duty was modified from fixed duty to variable duty in the sunset review. However, the prices of the raw materials increased significantly after the period of the review, resulting in increase in the cost of production and the non-injurious price of the domestic industry. Import prices of the subject product from China PR have not moved in proportion to the increase in the input prices, justifying the need for review of antidumping duty based on the reference price.

### **4. Initiation**

Having satisfied itself that the applicant has produced sufficient positive information substantiating the need for a review, the Designated Authority now considers that a mid-term review of the Anti Dumping Duty is appropriate in view of the changed circumstances, in terms of the provision of Section 9A (5) of Customs Tariff (Amendment) Act 1995 read with Rule 23 supra.

Having decided to review the final findings notified vide Notification No.15/16/2005-DGAD dated 6<sup>th</sup> September 2006 and continuation of definitive duty notified vide Notification No. 108/2006-Cus. dated 16<sup>th</sup> October 2006, the Authority hereby initiates the investigations in terms of the Rules supra, to review whether continued imposition of the duty on imports of Sodium Hydrosulphite originating in or exported from China PR, is necessary to offset dumping, whether the injury would be likely to continue or recur if the duty were removed or varied, or both.

### **5. Product under Consideration**

The product under consideration is Sodium hydrosulphite (Chemical formula (Na<sub>2</sub>S<sub>2</sub>O<sub>4</sub>) (referred to as subject goods hereinafter) originating in or exporter from China PR. Sodium Hydrosulphite is a white or grayish white crystalline powder, free from visible foreign particles with pungent odour. Sodium Hydrosulphite is widely used in diverse industrial sectors like Textiles, Soap, Molasses, Glue and reducing agent, disulphide of Metal ions to Metals, linkage in wool hair etc. Present investigation being a review investigation, product under consideration remains the same as has been defined in the original investigation and there has been no significant development in the product during the period thereafter. Sodium Hydrosulphite is classified under custom sub-heading 28321020 and 28311010 of Schedule 1 of the customs Tariff Act, 1975. The classification is, however, indicative and in no way binding on the scope of the present investigations.

## **6. Procedure**

The investigation will determine whether or there is dumping and injury and if there is a need for the continuation, removal or amendment of the existing measure.

- i. The review will cover all aspects of Notification No. 15/16/2005-DGAD dated 6<sup>th</sup> September 2006.
- ii. The period of investigation for the purpose of this review will be 1<sup>st</sup> April, 2007 to 31st March 2008.
- iii. The country involved in this investigation is China PR.
- iv. The provisions of Rules 6,7,8,9,10,11,16,17,18,19 and 20 of the Rule supra shall be mutatis mutandis applicable in this review.

## **7. Submission of information**

The exporters in the subject country, their government through their Embassy in India/representatives, 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 & Allied Duties)  
Government of India  
Ministry of Commerce & Industry  
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.

## **8. 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 above address not later than forty (40) 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 Authority may record its findings on the basis of the facts available on record in accordance with the Rules supra.

## **9. Submission of information on non-confidential basis**

In terms of Rule 6(7), of the Rules the interested parties are required to submit non-confidential version of any confidential information provided to the Authority. The non-confidential version or non-confidential summary of the confidential information should be in sufficient detail to provide a meaningful understanding of the information to the other interested parties. If in the opinion of the party providing such information, such information is not susceptible to summary, a statement of reason thereof is required to be provided.

**10. Use of facts available**

In case any interested party refuses access to and 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 Governments as deemed fit.

**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.

(R GOPALAN)  
Designated Authority