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Government of India  
Ministry of Commerce & Industry  
Department of Commerce  
(Directorate General of Anti Dumping & Allied Duties)  
4<sup>th</sup> Floor, Jeevan Tara Building, Parliament Street, New Delhi  
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**Dated the 26<sup>th</sup> September 2014.**

**Initiation Notification (Mid-term Review)**

**Subject: Initiation of Mid-term Review of anti-dumping duty imposed on imports of Digital Offset Printing Plates originating in or exported from China PR.**

**No. 15/27/2013-DGAD** - Whereas 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, as amended (herein after referred to as AD Rules), vide Notification Number 14/07/2011-DGAD dated 3<sup>rd</sup> October, 2012, the Designated Authority (herein after referred to as the Authority) notified its final findings recommending definitive antidumping duty on import of Digital Offset Printing Plates (hereinafter referred to as subject goods) originating in or exported from China PR (hereinafter referred to as subject country).

2. And whereas definitive antidumping duty was imposed on the subject goods vide Customs Notification No. 51/2012- Customs (ADD) dated 03.12.2012.

**A. Application for Review**

3. Whereas, the Customs Tariff (Amendment) Act 1995 and the AD Rules made there under, as amended from time to time, require the Designated Authority to review, from time to time, the need for continued imposition of anti-dumping duty where warranted, on its own initiative or upon request by any interested party who submits positive information substantiating the need for such review, and a reasonable period of time has elapsed since the imposition of the definitive anti-dumping duty.

4. And whereas, NOIDA Offset Printers' Association & Andhra Pradesh Printers' Association (associations of the user industries of the subject goods), have filed an application under the above provisions providing positive information substantiating the need for a mid-term review of the anti-dumping duty imposed on the subject goods originating in or exported from subject country.

## **B. Grounds for Review**

5. The applicants claim that the conditions of both dumping and injury have changed substantially requiring a review of the anti-dumping measure in force. They have stated that the prices of Aluminum, which is basic raw material for manufacturing of the subject goods, have substantially decreased in the global market after imposition of duty, impacting the cost of production and therefore, the normal values of the exporters and the non-injurious price of the domestic industry necessitating a review of the degree and extent of dumping and injury and need for continuation or modification of the duty.

6. It has also been submitted that due to significant appreciation of Indian Rupees, compared to the period of investigation in the original investigation, the landed price of imports of the subject goods in India has substantially increased without substantial increase in cost of production in India. Therefore, there is a likelihood that the injury margin is now negative, and therefore, necessitating a review for revocation of duty.

7. Definitive duties were imposed as per the recommendation of the Designated Authority in the original investigation on reference price basis and are in the range of US\$ 4.87 to US\$ 5.81 per square meters for different types of plates. The petitioners have submitted that due to appreciation of rupee *vis-a-vis* US Dollar, the landed price of the subject goods has substantially increased much above the current non-injurious price of the domestic industry necessitating revocation of the duty.

8. The applicants have further claimed that the condition of the domestic industry has improved substantially and there is no apparent dumping of the subject goods from the subject country. Therefore, the applicants have requested for initiating a review to examine the need for continued imposition of anti-dumping duty on the subject goods originating in or exported from subject country, as the conditions of dumping and injury has changed and the domestic industry is not suffering any injury.

## **C. Initiation**

9. Having regard to the positive information provided by the applicants indicating changed circumstances necessitating a review of the measure in force, the Designated Authority now considers that a mid-term review of the final findings notified vide No. 14/07/2011-DGAD dated 3<sup>rd</sup> October, 2012 and the Definitive anti dumping duty imposed by Notification 51/2012- Customs (ADD) dated 03.12.2012 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. The review shall cover all aspects of Notification No. 14/07/2011-DGAD dated 3<sup>rd</sup> October, 2012.

#### **D. Product under Consideration**

10. The product under consideration, in the original investigation, was defined as Digital Offset Printing Plates, used in the printing industry for transferring data as an image (dot patterns or text) onto paper or on non-absorbent substrates like tin sheets or poly films etc. In the printing process using digital plates, the digital workflow enables direct transfer of image from a 'computer to the plate' (CtP) using lasers unlike the analogue workflow that requires an intermediary film to transfer the image. Digital plates are made from high-purity litho-grade aluminium coils coated with a chemical coating. Digital plates may be either positive (non-exposed area forms image) or negative (exposed area forms image) working plates. The coating components, also known as 'sensitizers' vary for different types of plates.

11. Digital plates are broadly classified into three categories namely; Thermal, Violet and CTcP/UV-CtP ('Computer-to-Conventional Plate'), based on their application. Digital plates that are exposed using infra-red energy are called Thermal plates. Digital plates that are exposed using visible and near-visible light energy (violet lasers) are called violet plates. Certain Digital plates that are exposed using ultra violet rays for exposure, known as CTcP/UV-CtP. "VP plates" and "VPSA plates, manufactured by certain manufacturers, were excluded from the scope of the product under consideration in the final findings of the Authority in the original investigation.

12. This being a review investigation the product under consideration shall continue to be same as in original investigation as modified in the final findings. All types of digital plates as defined above, in all dimensions, will be covered within the scope of the product under consideration.

13. The subject goods fall under Tariff Item No. 8442.5020 of the Customs Tariff. However, there have been imports of the subject goods under other headings such as 3701.3000, 3704.0090, 3705.1000, 7606.9191 and 7606.9290 as well. Customs classifications are indicative only and in no way binding on the scope of the present review investigation.

#### **E. Country Involved**

14. The country involved in the present investigations is China PR.

#### **F. Period of Investigation**

15. The period of investigation for the purpose of the present review is 1<sup>st</sup> April 2013 to 31<sup>st</sup> March 2014 (12 months). However, injury analysis shall cover the years 2010-11, 2011-12, 2012-13, 2013-14 (POI). The investigation will cover both dumping and injury.

## **G. Procedure and Submission of Information**

16. The exporters in subject country, their government through their Embassy in India, the importers and users in India known to be concerned with the product under consideration 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,  
Ministry of Commerce & Industry,  
Department of Commerce,  
Directorate General of Anti-Dumping & Allied Duties, (DGAD),  
Room No. 15, 4<sup>th</sup> Floor, Jeevan Tara Building,  
Parliament Street, New Delhi-110001  
Phone # +91-11-23349454; Fax# +91-11-23349436  
Email: [ssdas@nic.in](mailto:ssdas@nic.in)**

17. 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. All information needs to be submitted in physical form alongwith a soft copy.

## **H. Time Limit**

18. 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 (40 Days) from the date of letter 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.

## **I. Submission of information on Non-confidential basis:**

19. In terms of Rule 6(7), of the Rules the interested parties are required to submit non-confidential summary of any confidential information provided to the Authority and if in the opinion of the party providing such information, such information is not susceptible to summarization, a statement of reason thereof is required to be provided. 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.

## **J. Inspection of Public File**

20. In terms of Rules 6(7), any interested party may inspect the public file containing non-confidential versions 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.

**(J.K. Dadoo)**  
**Designated Authority**