

**TO BE PUBLISHED IN THE GAZETTE OF INDIA – EXTRAORDINARY-PART-I,
SECTION-1**

**No.15/1000/2012-DGAD
Government of India
Ministry of Commerce and Industry
Department of Commerce
Directorate General of Anti-Dumping and Allied Duties**

**INITIATION NOTIFICATION
(Sunset Review)**

Date 17th July, 2012

Subject: Sunset Review of anti-dumping duty imposed concerning imports of 'Hexamine' originating in or exported from Saudi Arabia and Russia.

15/1000/2012-DGAD: Whereas having regard to the Customs Tariff Act, 1975 as amended from time to time (hereinafter referred to as the Act) and the Customs Tariff (Identification, Assessment and Collection of Antidumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995, as amended from time to time (herein after referred to as the AD Rules). Designated Authority had originally initiated investigations on dumping of imports from Saudi Arabia and Russia (hereinafter referred to as subject countries) on 20th February 2001. The final findings of the original investigations were issued on 15th February, 2002 vide notification no 12/1/2000- DGAD. The Designated Authority initiated first sunset review investigations to examine the continuation or likelihood of dumping and injury to the domestic industry on 15th June, 2006. The Authority issued Final Findings vide notification No. 08/1/2001 (SSR)-DGAD on 14th June 2007 and recommended enhancement in the quantum of anti dumping duty. Notification No. 89/2007-Customs was issued on 25th July, 2007 imposing the enhanced quantum of anti dumping duty on imports of Hexamine from the subject countries.

2. WHEREAS in terms of the Customs Tariff (Amendment) Act 1995 the antidumping duty imposed shall, unless revoked earlier, cease to have effect on expiry of five years from the date of such imposition and the Rules supra require the Authority to review the need for extension of Anti Dumping Duty and if it is satisfied, on the basis of information received that there is sufficient justification for extension of such duty, the Authority may recommend to the Central Government for its extension. In terms of the above Provision, M/s Simalin Chemical Industries Pvt. Ltd., Vadodara and M/s Kanoria Chemicals & Industries Ltd., Ankleshwar ("The Applicant/Petitioner") have jointly filed a duly substantiated application alleging likelihood of continuance or recurrence of dumping of subject goods under anti dumping rules and have requested for review, continuation and enhancement of the anti-dumping duties, imposed on the imports of the subject goods, originating in or exported from the subject countries. The petition is in the form and manner prescribed by the Authority and contains prima facie evidence for the continuation of anti-dumping duty on the subject goods from the subject countries.

Domestic industry:

3. The application has been jointly filed by M/s Simalin Chemical Industries Pvt. Ltd., Vadodara and M/s Kanoria Chemicals & Industries Ltd., Ankleshwar on behalf of the domestic industry. As per the information available, the applicants account for a major proportion in Indian production of the subject goods and therefore constitute the domestic industry within the meaning of the Rules.

Product under consideration and Like Article:

4. The product involved in the original investigation and first sunset review was Hexa Methylene Tetramine also known as 'Hexamine'. This being a Sunset review, therefore, the investigation covers the product covered in the original and previous sunset review investigations. The scope of the product under consideration in the proposed investigation shall remain the same as the scope of the product under consideration in the final findings earlier notified. In the original investigations, the Designated Authority has considered the scope of the product under consideration as follows: "The product involved in the present investigation is Hexa Methylene Tetramine known as Hexamine in market parlance. Hexa Methylene Tetramine is a white crystalline powder with a sweet metallic taste. In the pure form, it is colourless and odourless. It crystallizes in rhombic dodecahedrons. Hexa Methylene Tetramine compound is also known as Ammoform, Methenamine, Cystamine, Cystogen, Urotropine". It is classified under custom sub- heading 2921.29 of the Customs Tariff Act, 1975 and ITC No.2921.2901. The customs classification is, however, indicative only and is in no way binding on the scope of the present investigation.

Initiation of Sunset Review:

5. In view of the duly substantiated application filed and in accordance with Section 9 A (5) of the Act, read with Rule 23 of the AD Rules, the Authority hereby initiates a Sunset review investigation to review the need for continued imposition of the duties in force in respect of the subject goods and to examine whether the expiry of such duty is likely to lead to continuation or recurrence of dumping and injury to the domestic industry.

Country involved:

6. The countries involved in this investigation are Saudi Arabia and Russia.

Period of Investigation:

7. The applicants have proposed January 2011 to December 2011 as period of investigation. While adopting this period as POI only for the purpose of initiation, the Authority has considered April 2011 to March 2012 as the POI for the purpose of present investigation. The injury investigation period will, however, cover the periods April 2008-March 2009, April 2009-March 2010, April 2010-March 2011 and the Period of Investigation (POI) viz. April 2011 to March 2012. For threat of material injury, the data beyond the POI may also be examined.

Procedure:

8. The investigation will determine whether the expiry of the measure would likely to lead to continuation or recurrence of dumping and injury. The review covers all aspects of

Notification No. 08/1/2001 (SSR)-DGAD on 14th June 2007 (final findings of the SSR investigation).

Submission of Information:

9. The known exporters in the subject country, the government of the subject country through its embassy in India, the importers and users in India known to be concerned with the product are being addressed separately to submit relevant information in the form and manner prescribed and to make their views known to the Authority at the following address:

**The Designated Authority,
Ministry of Commerce and Industry
Directorate General of Anti-Dumping and Allied Duties
Department of Commerce
Room No.240, Udyog Bhawan,
New Delhi-110107.**

10. Any other interested party may also make its submissions relevant to the investigation in the prescribed form and manner within the time limit stated in this Notification.

Time Limit:

11. 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 publication of this 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 AD Rules.

12. All the interested parties are hereby advised to intimate their interest (including the nature of interest) in the instant matter and file their questionnaire responses and offer their comments to the domestic industry's application regarding the need to continue or otherwise the AD measures within 40 days from the date of initiation of this investigation.

Submission of information on confidential basis:

13. All interested parties shall provide a confidential and non-confidential summary in terms of Rule 7(2) of the AD Rules for the confidential information provided as per Rule 7(1) of the AD Rules. 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 information, such information is not susceptible to summary; a statement of reasons thereof is required to be provided. Information supplied without any mark shall be treated as non-confidential and the Authority shall be at liberty to allow the other interested parties to inspect any such non-confidential information.

14. Notwithstanding anything contained in Para above, if the Authority is satisfied that the request for confidentiality is not warranted or the supplier of the information is either unwilling to make the information public or to authorize its disclosure in a generalized or summary form, it may disregard such information.

Inspection of public file:

15. 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.

Non-cooperation:

16. 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 Government as deemed fit.

Vijaylaxmi Joshi
Designated Authority