

F. No. No. 6/23/2024-DGTR
Government of India
Department of Commerce
Ministry of Commerce & Industry
(Directorate General of Trade Remedies)
4th Floor, Jeevan Tara Building
5, Parliament Street, New Delhi – 110001

Dated: 11 December 2024

To,

All interested parties

Subject: Final PUC and PCN methodology – Anti-Dumping investigation concerning imports of “Certain Antioxidants” from China PR and Singapore

1. This has reference to the initiation notification F. No. 6/23/2024-DGTR dated 26th September 2024. Vide said notice of initiation, the interested parties were requested to provide their comments or suggestions, if any, for the finalization of the scope of PUC and the PCN methodology within prescribed time limits. Thereafter the timeline for filing of the comments or suggestions to the PUC/PCN methodology was extended to 4th November, 2024.
2. A meeting was conducted on 22.11.2024 at 04:00 PM (IST) to discuss and understand the comments made by the interested parties on the scope of PUC and PCN methodology. Pursuant to the same, the domestic industry and the other interested parties further elaborated their submissions. The Authority has examined the submissions made by the domestic industry and the other interested parties.
3. It is clarified that this decision on the PUC is limited to defining the scope of the product under consideration for which the present investigation is being conducted, outlining the request for exclusions. This does not preclude interested parties from providing relevant information and evidence to substantiate their requests for the exclusion of any particular product. The Authority shall decide the scope of the product under consideration for any measures recommended, after considering relevant information and evidence furnished by all interested parties.
4. Requests have been made for the exclusion of “AO 168, AO 1098, blends of subject antioxidants and blends of subject antioxidants with any other product” as noted below:
 - a. AO 168- It has been claimed that AO 168 is not being produced by the domestic industry as it is not a similar product to other antioxidants considered in the application as it does not use the same raw material, metilox, has different HS

Code and is not technically or commercially substitutable. The domestic industry has submitted that all the antioxidants considered have different types of Di-tert-butyl peroxide (DTBP) as the primary raw material. While AO 1010, AO 1076, AO 1098 & L135 antioxidants use metilox (which is made from 2,6 DTBP), AO 168 uses 2,4DTBP. The HS Codes are not specific and all subject antioxidants are being transacted under common headings. The applicant has shown that AO 168 is being sold in commercial volume.

- b. AO 1098- It has been argued that the domestic industry is not being produced in commercial quantity, whereas the domestic industry has provided evidence of sale. It has also been claimed that the imports and demand of this grade itself are very limited.
 - c. Blends of subject antioxidants- It has been argued that blends of subject antioxidants that are not being produced by the applicant should be excluded, it has been claimed by the applicant that blending is a minor procedure and it is capable of blending all the subject Antioxidants if orders are placed.
 - d. Blends of subject antioxidants with any other product- It has been argued that blends of subject antioxidants with any other product are not manufactured by the applicant. It has been requested that if this clause is retained, 50% may be modified to 80%. The domestic industry has submitted that limiting the imposition of duties to subject AOs alone may lead to avoidance of duty by the exporters and importers by shifting the consumption to blends. The scope should be defined in a manner that consumers and exporters cannot shift to excluded products. The applicant has proposed the criterion of 50% as a product that is 50% or more (by weight) in a blend would form the "majority" or "dominant" part and impart the major characteristic to the blend.
5. Thus, at this stage, it is not conclusively established that the like article is not offered by the domestic industry. The Authority shall consider the exclusion requests during the course of the investigation. The interested parties are advised to submit all supporting information and evidence for their claims within the timeframe specified in this notice.
6. The scope of the product under consideration is further clarified as follows:
- a. 6683-19-8 also known as Antioxidant 1010 and its equivalents. The chemical name is Pentaerythritol tetrakis(3-(3,5-di-tert-butyl-4-hydroxyphenyl) propionate)
 - b. 2082-79-3 also known as Antioxidant 1076 and its equivalents. The chemical name is Octadecyl-3-(3,5-di-tert-butyl-4-hydroxyphenyl)-propionate.
 - c. 31570-04-4 also known as Antioxidant 168 and its equivalents. The chemical name is Tris(2,4-di-tert butylphenyl) phosphite.
 - d. 23128-74-7 also known as Antioxidant 1098 and its equivalents. The chemical name is N,N'-hexane-1,6-diylbis(3-(3,5-di-tert-butyl-4-hydroxyphenylpropionamide))
 - e. 125643-61-0 also known as Antioxidant L135 or 1135 its equivalents. The chemical name is Benzenepropanoic acid, 3,5-bis (1,1-dimethylethyl)-4-hydroxy-, C7-9-branched alkyl esters

- f. Blends of subject antioxidants referred to at (a) to (e)*
- g. Blends of subject antioxidants referred to at (a) to (e) with any other product if the resultant blend has 50% or more of the subject antioxidants*

7. It is clarified that
 - a. the term “equivalents” refers to alternate names or company-specific brand names of the subject antioxidants under clause (a) to (e).
 - b. “any other product” under clause (g) refers to non-subject antioxidants and/or any additives by weight in MT.
 - c. in the case of blends, the interested parties may specify (a) the subject antioxidant forming part of it and (b) the share of different AO in the blend.
8. The precise manner in which duty may be levied on blends may be decided during the course of the investigation.
9. As regards the PCN methodology, considering that every kind of AO has a different cost and hence a different price, the product forms covered within the scope of PUC are treated as different PCNs. Further, each blend is treated as a separate PCN. Accordingly, the following PCN methodology has been finalised.

SN	Attribute	Description	Code
a)	Product Type	Antioxidant Blends	A B
b)	Type of Antioxidant	6683-19-8 also known as AO 1010 and its equivalents	1010
		2082-79-3 also known as AO 1076 and its equivalents	1076
		31570-04-4 also known as AO 168 and its equivalents	0168
		23128-74-7 also known as AO 1098 and its equivalents	1098
		125643-61-0 also known as AO L135 or 1135 its equivalents	1135
c)	Type of blend	Blends of subject AOs (Specify the description of the blend and provide details of the different products blended, with their respective ratio)	BA
		Blends of subject AO with non-subject AO / products (Specify the description of the blend and provide details of the different products blended, with their respective ratio)	BO

10. In case of transaction of blends covered under clause 6(f) i.e., blends of subject antioxidants, each blend should be separately specified with the share of different antioxidants. While in the case of blends covered under clause 6(g), each blend should be separately specified with a share of the subject antioxidant therein. Further, the interested parties should identify the value of other components forming part of the blend and provide appropriate evidence to support their claim. Illustrative examples are given below.
- a. Transaction pertaining to 6683-19-8 also known as AO 1010 and its equivalents may be codified as “A1010”
 - b. Transaction pertaining to 23128-74-7 also known as AO 1098 and its equivalents may be codified as “A1098”
 - c. Description of transaction pertaining to “Blends of subject AOs” for e.g.: B215: which is a mix of AO1010 & AO168 in the ratio of 1:2 may be codified (as against row-c in the table above) may be specified as “BA 1010 and 1076 in the ratio 1:2”
 - d. Description of transaction pertaining to “Blends of subject AO with non-subject AO / products e.g.B227 which is a mix of AO 168 & another non-subject AO (“x”) may be codified as “BO 168 and “X” in the ratio of 2:1”
11. The above PCNs have been framed considering that these product types carry a cost difference beyond 5%.
12. In view of the above, all interested parties are requested to file their questionnaire responses for the scope of the product under consideration set out above and in accordance with the above-mentioned PCN methodology within 30 days of the publication of this notice on DGTR website.
13. No further extension of time will be granted by the Authority to file the questionnaire responses, as the anti-dumping investigation is time-bound.
14. This issues with the approval of the Designated Authority.

Sd/-
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DGTR
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