

**ADC No. 28/2012/NTC/PA  
Government of Pakistan  
National Tariff Commission**

**Notice of Final Determination and levy of Definitive Antidumping Duties on Import of Phthalic Anhydride into Pakistan Originating in and/or Exported from Islamic Republic of Iran, the Italian Republic and Kingdom of Thailand.**

The National Tariff Commission (the "Commission") initiated an anti-dumping investigation on August 17, 2012 under Section 23 of the Anti-Dumping Duties Ordinance, 2000 (the "Ordinance") after establishing that the application lodged by the domestic industry manufacturing Phthalic Anhydride ("PA") was in accordance with Sections 20 and 24 of the Ordinance. The investigation concerns dumping of PA originating in and/or exported from Iran, Italy and Thailand (the "Exporting Countries") into Pakistan. The Commission made a preliminary determination in this case in terms of Section 37 of the Ordinance on February 07, 2013. In accordance with the Ordinance and the Anti-Dumping Duties Rules, 2001 (the "Rules"), the Commission has made its affirmative final determination as follows:

**Product Under Investigation:** PA importable from the Exporting Countries is the product under investigation (the "investigated product"). It is classified under Pakistan Customs Tariff (PCT) No. 2917.3500.

**Period of Investigation ("POI"):**

For determination of dumping:	From April 1, 2011 to June 30, 2012
For determination of injury:	From April 1, 2009 to June 30, 2012

**Determination of Dumping:** The normal value and export price of the PA has been determined on the basis of best information available in terms of Section 32 and Schedule of the Ordinance, as none of the exporter/foreign producer provided the requisite information to the Commission. Dumping margins expressed as percentage of weighted average C&F price for exporters/producers from the Exporting Countries are given in Table - I below:

**Injury to the domestic industry:** Injury to the domestic industry has been determined in accordance with Part VI of the Ordinance. The Commission has on definitive basis established that the domestic industry suffered material injury on account of Increase in volume of dumped imports, price undercutting, decline in market share, decline in domestic sales, negative effect on cash flow and negative effect on inventories. The Commission is also satisfied that further imports are imminent and that, unless protective action is taken, further material injury shall occur.

**Injury Factors other than Dumped Imports:** The Commission has also examined factors other than dumped imports under Section 18(2) and Section 18 (3) of the Ordinance, which could at the same time cause injury to the domestic industry. Analysis showed that the domestic industry has not been suffered due to other factors.

**Imposition of Definitive Anti-dumping Duty:** In order to prevent material injury, the Commission, pursuant to the powers conferred upon it under Section 50 of the Ordinance, has decided to impose definitive anti-dumping duties on PA importable from the Exporting Countries as given in the following table for a period of three years effective from August 5, 2013. The anti-dumping duty rates are determined on C&F value in *ad val* terms and are as under:

**Table - I**

<b>Exporting Countries</b>	<b>Definitive Antidumping Duty (%)</b>
Italy	12.91
Iran	7.62
Thailand	9.78

**Disclosure meeting:** Pursuant to Rule 16 of the Rules, the exporters/foreign producers of the investigated product may request for a disclosure meeting within 15 days of the date of publication of this notice.

**Further Information:** A non-confidential version of the report of final determination shall be placed on public file established and maintained by the Commission. It shall also be posted on the Commission's website: [www.ntc.gov.pk](http://www.ntc.gov.pk).

By order of the Commission.

**(Muhammad Shahid)**  
Secretary  
August 5, 2013