

**NOTICE 310 OF 2010****INTERNATIONAL TRADE ADMINISTRATION COMMISSION OF  
SOUTH AFRICA****SUNSET REVIEW OF THE ANTI-DUMPING DUTIES OF CLEAR DRAWN AND  
FLOAT GLASS ORIGINATING IN OR IMPORTED FROM THE PEOPLE'S  
REPUBLIC OF CHINA (PRC) AND INDIA: FINAL DETERMINATION**

In accordance with the provisions in Article 11.3 of the World Trade Organisation Agreement on Implementation of Article VI of the General Agreement on Tariffs and Trade, a definitive anti-dumping duty shall be terminated on a date not later than five years from the date of imposition, unless the authorities determine, in a review initiated before that date on their own initiative or upon a duly substantiated request made by or on behalf of the domestic industry, that the expiry of the duty would be likely to lead to continuation or recurrence of dumping and injury.

On 22 August 2008, the International Trade Administration Commission (ITAC) notified all interested parties, through **Notice No. 995 of 2008 in Government Gazette No. 31341**, that unless a duly substantiated request is made by or on behalf of the SACU industry, indicating that the expiry of the anti-dumping duties against the imports of clear drawn and float glass originating in or imported from the People's Republic of China (PRC) and India would likely lead to the continuation or recurrence of dumping and injury, the anti-dumping duty on clear drawn and float glass originating in or imported from the PRC and India will expire on 4 November 2009.

The sunset review investigation was initiated pursuant to Notice No. 1148 of 2009 in Government Gazette No. 32499, published on 21 August 2009. A correction Notice No. 1197 of 2009 in Government Gazette No. 32536 was published on 4 September 2009. Initiation letters to interested parties were sent on 7 September 2009. The due date for responses was 14 October 2009. A further correction Notice No. 1278 of 2009 in Government Gazette No. 32581 was published on 25 September 2009 and letters to interested parties were sent on 28 September 2009.

After considering all the information submitted by the Applicant, the Commission issued essential facts letters indicating that it was considering making a final determination that the expiry of the anti-dumping duties on clear drawn and float glass originating in or imported from the PRC and India would lead to the recurrence of dumping and to the recurrence of material injury.

After considering all the comments received from the Applicant to the Commission's essential facts letter, the Commission made a final determination that the expiry of the anti-dumping duties on clear drawn and float glass originating in or imported from the PRC and India would lead to the continuation and recurrence of dumping and to the recurrence of material injury.

The Commission, therefore, recommended to the Minister of Trade and Industry that the anti-dumping duties on clear drawn and float glass originating in or imported from the PRC and India be maintained and, in some instances, increased as follows:

Tariff heading	Description	Imported from or Originating in	Rate of Anti-Dumping Duties
7004.90	Drawn glass and blown glass, in sheets, whether or not having an absorbent or reflecting layer, but not otherwise worked, of a thickness exceeding 2,5 mm but not exceeding 6 mm (excluding optical glass).	India	587c/m <sup>2</sup>
7004.90	Drawn glass and blown glass, in sheets, whether or not having an absorbent or reflecting layer, but not otherwise worked, of a thickness exceeding 2,5 mm but not exceeding 6 mm (excluding optical glass).	China	562c/m <sup>2</sup>
7005.29	Float glass and surface ground or polished glass, in sheets, whether or not having an absorbent, reflecting or non-reflecting layer, but not otherwise worked, of a thickness exceeding 2,5 mm but not exceeding 3 mm (excluding optical glass).	India	720c/m <sup>2</sup>
7005.29	Float glass and surface ground or polished glass, in sheets, whether or not having an absorbent, reflecting or non-reflecting layer, but not otherwise worked, of a thickness exceeding 2,5 mm but not exceeding 6 mm (excluding optical glass).	China	802c/m <sup>2</sup>
7005.29	Float glass and surface ground or polished glass, in sheets, whether or not having an absorbent, reflecting or non-reflecting layer, but not otherwise worked, of a thickness exceeding 3 mm but not exceeding 4 mm (excluding optical glass).	India	886c/m <sup>2</sup>
7005.29	Float glass and surface ground or polished glass, in sheets, whether or not having an absorbent, reflecting or non-reflecting layer, but not otherwise worked, of a thickness exceeding 5 mm but not exceeding 6 mm (excluding optical glass).	India	1387c/m <sup>2</sup>

The Minister approved the Commission's recommendation. On 26 March 2010, the South African Revenue Services (SARS) published this recommendation pursuant to Notice No. R.219 of 2010 in *Government Gazette* No. 33042 to effect changes to the anti-dumping duties in the Customs and Excise Act.

This notice serves to confirm that the other anti-dumping duties on clear drawn and float glass originating in or imported from the PRC and India that were not specifically addressed in the publication by SARS, remains in force as from 26 March 2010.

The Commission's detailed reasons for its decision are set out in Commission Report No.325 (Final report).

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