

KENNISGEWING 1582 VAN 2005

**INTERNATIONAL TRADE ADMINISTRATION COMMISSION OF
SOUTH AFRICA****TERMINATION OF THE INVESTIGATION INTO THE ALLEGED DUMPING OF
STEEL WHEELS ORIGINATING IN OR IMPORTED FROM BRAZIL, THE
PEOPLE'S REPUBLIC OF CHINA, CHINESE TAIPEI AND TURKEY**

On 28 May 2004, the International Trade Administration Commission of South Africa (the Commission) formally initiated an investigation into the alleged dumping of steel wheels (subject product) originating in or imported from Brazil, the People's Republic of China, Chinese Taipei and Turkey. Notice of the initiation of the investigation was published in Notice No. 852 of *Government Gazette* No.26374 dated 28 May 2004.

The application was lodged on behalf of the Southern African Customs Union (SACU) industry by Guestro Wheels (Pty) Ltd, which alleged that the dumped imports were causing material injury to the SACU industry.

The investigation was initiated after the Commission considered that there was *prima facie* evidence to show that the subject product was being imported at dumped prices, causing material injury to the SACU industry.

On initiation of the investigation, the known producers and exporters of the subject products in Brazil, the People's Republic of China, Chinese Taipei and Turkey were sent foreign manufacturers/exporters questionnaires to complete. Importers of the subject product were also sent questionnaires to complete.

On 26 January 2005, the Commission, after considering all parties' comments, made a preliminary determination that the subject product was being dumped on the SACU market and that the SACU industry was suffering material injury.

The Commission, however, made a preliminary determination that factors other than dumping was causing injury to the industry and this sufficiently detracted from the causal link between the dumping and the material injury.

The Commission, therefore, made a preliminary determination to recommend to the Minister of Trade and Industry that the investigation into the alleged dumping of steel wheels originating in or imported from Brazil, the People's Republic of China, Chinese Taipei and Turkey, be terminated.

The Commission's detailed reasons for its decision were set out in Commission Report No. 96 (preliminary report).

Interested parties were invited to comment on the Commission's preliminary report.

Based on the details as contained in the Commission's preliminary report and the comments received on this report, the Commission made a final decision that it is considering to confirm its preliminary determination that the subject product is being dumped on the SACU market and that the SACU industry is suffering material injury. However, the Commission further indicated that it is considering to confirm its preliminary determination that other factors than dumping, sufficiently detracted from the causal link between the dumping and the material injury.

The Commission therefore indicated that it is considering making a final determination to recommend to the Minister of Trade and Industry that the investigation be terminated.

On 23 May 2005, the Commission sent out letters to all interested parties, informing them in terms of Section 37 of the International Trade Administration Anti-Dumping

Regulations and Article 6.9 of the Anti-Dumping Agreement on Implementation of Article VI of the General Agreement on Tariffs and Trade of the "essential facts" which are being considered by the Commission. The Commission invited comments from interested parties on these "essential facts" being considered by the Commission.

On 15 June 2005, the Commission, after considering all parties' comments, made a final determination that the subject product was being dumped on the **SACU** market and that the SACU industry was suffering material injury.

The Commission, however, made a final determination that factors other than dumping was causing injury to the industry and this sufficiently detracted from the causal link between the dumping and the material injury.

The Commission therefore recommended to the Minister of Trade and Industry that the investigation into the alleged dumping of steel wheels originating in or imported from Brazil, the People's Republic of China, Chinese Taipei and Turkey, be terminated.

Enquiries may be directed to the investigating officers, Ms Mandie Wagner at telephone (012) 394 3593 and Ms Selma Takacs at (012) 394 3596, or at fax (012) 395 0518.