

**NOTICE 1349 OF 2006****INTERNATIONAL TRADE ADMINISTRATION COMMISSION OF SOUTH  
AFRICA****TERMINATION OF THE INVESTIGATION INTO THE ALLEGED DUMPING OF  
STAINLESS STEEL TUBES AND PIPES ORIGINATING IN OR IMPORTED FROM  
CHINESE TAIPEI, PRC, INDIA AND MALAYSIA**

On 10 June 2005, the International Trade Administration Commission (Commission) formally initiated an investigation into the alleged dumping of stainless steel tubes and pipes originating in or imported from Chinese Taipei, PRC, India and Malaysia. Notice of the initiation of the investigation was published in Notice No. 890 of *Government Gazette* No. 27641.

The investigation was initiated after the Commission considered an application on behalf of the Southern African Customs Union (SACU) industry by Barloworld Stainless (the Applicant), alleging that stainless steel tubes and pipes originating in or imported from the PRC, India and Malaysia were being dumped in the SACU market. Other SACU producers represented by the South African Stainless Steel Development Association (SASSDA) provided support for the application. The Commission was satisfied that there was a *prima facie* case of dumping, material injury and causal link.

Subsequent to the initiation, exporter questionnaires and importer questionnaires were sent to the various known interested parties for completion. No responses were received from the manufacturers of the subject product in the PRC, India and Malaysia. Responses were only received from three manufacturers in Chinese Taipei. The investigation was therefore split between the responding country and the non-responding countries.

On 24 August 2005, the Commission made a preliminary determination based on the facts available, that dumping is taking place and that the material injury suffered by the SACU industry could be causally linked to the dumped imports from the PRC, India and Malaysia. The Commission, therefore, recommended to the Minister of Trade and Industry that a request be made to the Commissioner for the South African Revenue Service to impose provisional payments on stainless steel tubes and pipes originating in or imported from the PRC, India and Malaysia. On 23 September 2005, provisional payments were imposed on the subject product from these countries to prevent further injury being suffered by the SACU industry during the process of the investigation.

The Commission's detailed reasons for its decision are set out in Commission Report No. 135 (preliminary report).

The Commission sent out "essential facts" letters to interested parties inviting comments on the "essential facts" to be considered by the Commission in making its final determination.

On 26 May 2006, the Commission made a final determination to recommend to the Minister of Trade and Industry that no definitive anti-dumping duties be imposed and that the investigation into the alleged dumping of stainless steel tubes and pipes originating in or imported from the PRC, India and Malaysia be terminated.

The Commission's detailed reasons for its decision are set out in Commission Report No. 160 (final report).

**Enquiries may be directed to the investigating officers, Ms Kedibone Machiu, at telephone (012) 394 3599, Mr Greg Kuhn at telephone at (012) 394 3636 and Ms Busisiwe Gumede at (012) 394 3631 or at fax (012) 394 0518.**