

DEPARTMENT OF TRADE AND INDUSTRY
NOTICE 397 OF 2016

INTERNATIONAL TRADE ADMINISTRATION COMMISSION OF
SOUTH AFRICA

**SUNSET REVIEW OF THE ANTI-DUMPING DUTIES ON POLYETHYLENE
TEREPHTHALATE (PET) ORIGINATING IN OR IMPORTED FROM CHINESE
TAIPEI, THE REPUBLIC OF KOREA (SOUTH KOREA) AND INDIA: FINAL
DETERMINATION**

In accordance with the provisions in the Anti-Dumping Regulations (ADR), any 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 likely lead to the continuation and/or recurrence of dumping and injury.

On 19 June 2015, the International Trade Administration Commission of South Africa (the Commission) notified the SACU industry through notice No. 588 in the *Government Gazette* No. 38877, that unless a substantiated request is made by it indicating that the expiry of the anti-dumping duties against imports of PET originating in or imported from Chinese Taipei, South Korea and India would likely lead to the continuation or recurrence of dumping and injury, the anti-dumping duties on the subject product originating in or imported from Chinese Taipei, South Korea and India will expire on 03 March 2016.

The sunset review investigation was initiated pursuant to Notice No. 44 of 2016 in Government Gazette No. 39636, published on 29 January 2016. Initiation letters to interested parties were sent on 02 February 2016. The due date for responses was 14 March 2016.

No properly documented responses were received from any interested party.

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 PET originating in or imported from Chinese Taipei, South Korea and India would likely lead to the continuation or recurrence of dumping and the recurrence of injury.

Comments to the “essential facts” letters were received from the Embassy of Chinese Taipei, Far Eastern New Century Corporation, Reliance Industries Limited and Lotte Chemical.

After considering all the comments received from interested parties to the Commission’s essential facts letters, the Commission made a final determination that the expiry of the anti-dumping duties on PET originating in or imported from Chinese Taipei, South Korea and India would likely lead to the continuation or recurrence of dumping and the recurrence of injury.

The Commission, therefore, recommended to the Minister of Trade and Industry that the anti-dumping duties on PET originating in or imported from Chinese Taipei, South Korea and India be maintained.

The Minister approved the Commission’s recommendation. The Commission’s detailed reasons for its decision are set out in Commission’s Report No. 529 (Final determination report).

Enquiries may be directed to the investigating officers Mr Emmanuel Manamela at telephone number +27 12 394 3632 or Mr Busman Makakola at telephone number +27 12 394 3380.