

A.D.C No. 50/2016/NTC/PVC/SR-I/2022

**Government of Pakistan
National Tariff Commission**

Notice of Conclusion of Sunset Review of the Anti-Dumping Duties Imposed on Dumped Imports of Polyvinyl Chloride Resin (Suspension Grade) into Pakistan Originating in and / or Exported from the People's Republic of China, Chinese Taipei, Republic of Korea and Kingdom of Thailand

The National Tariff Commission (the "Commission") under Section 58 of the Anti-Dumping Duties Act, 2015 (the "Act") has conducted a Sunset Review ("Review") of antidumping duties imposed on dumped imports of Polyvinyl Chloride Resin (Suspension Grade) ("PVC Resin") from the People's Republic of China, Chinese Taipei, Republic of Korea and Kingdom of Thailand (the "Exporting Countries"). The Review was initiated on June 08, 2022, upon receipt of an application under Section 58(3) of the Act from M/s Engro Polymer and Chemicals Ltd. Karachi (the "Applicant"), who is a domestic producer of PVC Resin. The Commission imposed definitive anti-dumping duties on all exporters /producers of PVC Resin from the Exporting Countries ranging from 3.44 to 20.47 percent *ad val* for a period of five years with effect from June 13, 2017. In accordance with provisions of the Act and the Anti-Dumping Duties Rules, 2001 now Anti-Dumping Duties Rules, 2022, (the "Rules"), the Commission has conducted and concluded the Sunset Review as follows: -

Product Under Review: The product under review is Polyvinyl Chloride Resin Suspension Grade ("PVC Resin") imported from the Exporting Countries. PVC Resin classified under Pakistan Customs Tariff ("PCT") No. 3904.1090 (the "product under review"), which has a large number of end-use applications. It is mainly used in the manufacturing of pipes & fittings, garden hose, shoes, cables, films & sheets, compounding, packing etc.

Period of Review (POR): The Sunset Review was conducted on the basis of information for the last three years i.e., from January 01,2019 to December 31, 2021.

Likelihood of Continuation of Dumping of Product Under Review from the Exporting Countries: Based on the analysis carried out during the course of Sunset Review, the Commission has determined that there is likelihood of continuation of dumping of the product under review from the Exporting Countries if antidumping duties imposed on dumped imports of product under review from the Exporting Countries are terminated.

Likely Volume of Dumped Imports: After imposition of antidumping duties the volume of dumped imports of the product under review declined significantly, which had a positive impact on production, sales and prices of the domestic like product. As there is likelihood of continuation and recurrence of dumped imports of the product under review from the Exporting Countries, therefore, there is likelihood of significant increase in volume of dumped imports of the product under review from the Exporting Countries if antidumping duties are terminated.

Likely Continuation and Recurrence of Injury to the Domestic Industry: Likelihood of continuation and/or recurrence of injury to the domestic industry has been determined by the Commission in accordance with Section 58 (3) of the Act. In this regard, factors and indices listed in Sections 15 and 17 of the Act for injury analysis have been analyzed. The Commission has determined that, in case the anti-dumping duties imposed on dumped imports of the product under review from the Exporting Countries are terminated, the domestic industry would be likely to suffer material injury on account of decline in production, capacity utilization, sales, market share, profits and productivity etc.

Continuation of Definitive Anti-dumping Duties: In view of the analysis and conclusions regarding likelihood of continuation of dumping of the product under review from the Exporting Countries and likelihood of material injury to the domestic industry, there is a need to continue imposition of definitive anti-dumping duties on dumped imports of product under review from the Exporting Countries. Thus, the Commission has decided to continue definitive anti-dumping duties on product under review from the Exporting Countries as per rates given in the following table for another period of three years with effect from **June 08, 2022**:

Definitive Anti-Dumping Duty Rates		
Country	Exporter/Foreign Producer	Duty rate (%)
(1)	(2)	(3)
China	Xinjiang Tianye (Group) Foreign Trade Co. Ltd	3.44
	Inner Mongolia Wuhai Chemical Industry Co., Ltd	6.65
	Tianjin LG Bohai Chemical Co. Ltd	20.47
	Tianjin Dagu Chemical Co., Ltd	14.34
	All other exporters	20.47
Korea	LG Chem, Korea	4.00
	All Other Exporters	14.97
Thailand	All Exporters	13.98
Chinese Taipei	All Exporters	16.68

In terms of Section 51(1) (ae) of the Act, definitive antidumping duties will not be levied on imports of the product under review that are used as inputs in products destined solely for exports and are covered under any scheme exempting customs duty for exports under the Customs Act, 1969.

In accordance with Section 51 of the Act, the antidumping duties shall take the form of *ad valorem*. Release of the dumped imports of the product under review for free circulation in Pakistan shall be subject to collection of such antidumping duties. Definitive antidumping duties levied would be in addition to other taxes and duties leviable on import of the product under review under any other law.

The definitive antidumping duties would be collected in the same manner as customs duty is collected under the Customs Act, 1969 (IV of 1969) and would be deposited in Commission's account "G1270X", titled "National Tariff Commission Fund" maintained with State Bank of Pakistan.

Further Information: A non-confidential version of the detailed report on the conclusion of Review has been placed in the Public File established and maintained by the Commission for this Sunset Review. The report has also been posted on the Commission's website: www.ntc.gov.pk. The public file is available to the interested parties, registered with the Commission for the purposes of this Sunset Review, for review and copying at the office of the Commission, from Monday to Thursday (except public holidays) between 1100 hrs. to 1300 hrs.

By order of the Commission.

(Ali Muhammad Shah)
Secretary, NTC
December 09, 2023