A.D.C. No.34/2015/NTC/HP/SR/20 Government of Pakistan National Tariff Commission

<u>Notice of conclusion of Sunset Review Pursuant to Remand Order by Appellate Tribunal and</u> <u>Continuation of Definitive Anti-Dumping duties on dumped Imports of Hydrogen Peroxide into</u> <u>Pakistan originating in and/or Exported from Bangladesh</u>

The National Tariff Commission (the "Commission") under Section 58 of the Anti-Dumping Duties Act, 2015 (the "Act") had conducted a sunset review of anti-dumping duties imposed on dumped imports of Hydrogen Peroxide ("HP") imported from People's Republic of Bangladesh ("Bangladesh"). The Commission determined in the said sunset review that there was a likelihood of dumping of HP from Bangladesh and injury to the domestic industry, therefore, the Commission decided to continue antidumping duties imposed on dumped imports of HP from Bangladesh for another period of five years w.e.f. October 16, 2020. Decision of continuation of the anti-dumping duties was challenged by exporter of HP namely M/s Samuda Chemical Complex Limited of Bangladesh (Appeal No. 441 of 2021) in the Anti-Dumping Appellate Tribunal (the "Tribunal") under Section 70 (1) (ii) of the Act. On December 7, 2022, the Tribunal remanded the matter to the Commission for "de-novo consideration" on certain points after affording an opportunity of hearing to the appellants strictly in accordance with law. The order of Tribunal was challenged by the Applicants in the Islamabad High Court and obtained stay order on March 09, 2023. The case was withdrawn from Islamabad High Court by the Applicants on May 19, 2025.

Product under Review: The product under review is Hydrogen Peroxide classified under Pakistan Customs Tariff ("PCT") No. 2847.0000. It is used as a bleaching agent in textile industry, paper & pulp industry, for sterilization of packaging material of milk, fruit juices etc. (aseptic packaging) and general purpose as oxidizing, detoxifying and deodorizing agent. It is also used for wastepaper treatment and soil remediation.

In light of the above direction of the Tribunal, the Commission has provided a hearing to interested parties on June 24, 2025. After consideration of the submission of the interested parties and review of the record, the Commission has determined that there was a likelihood of continuation of dumping of the product under review. Furthermore, the Commission has also determined that there was likely continuation and recurrence of injury to the domestic industry on account of volume of dumped imports, decline in production, sales, capacity utilization, market share, price suppression, productivity and negative effects on profits, cash flow, return on investment etc.

Continuation of Definitive Anti-dumping Duties: In view of the above, the Commission has decided to continue antidumping duties till October 15, 2025 on imports of product under review as per the rates provided in the following table:

| Definitive Anti-Dumping Duty Rates | |
|------------------------------------|----------------|
| Exporter/Foreign Producer | Duty Rates (%) |
| Tasnim Chemical Complex Limited | 16.10 |
| Samuda Chemical Complex Limited | 15.38 |
| All others | 16.10 |

Definitive Anti-Dumping Duty Rates

Further Information: A non-confidential version of the report on the conclusion of Sunset Review has been placed on 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 shall also be available to the interested parties, registered with the Commission for the purposes of this Sunset Review, for review and copying at the offices of the Commission, from Monday to Thursday (except public holidays) between 1100 hrs. to 1300 hrs.

By order of the Commission

(Khizer Hayat) Secretary, NTC July 11,2025