

NOTICE 2463 OF 2004
INTERNATIONAL TRADE ADMINISTRATION COMMISSION

SUNSET REVIEW OF THE ANTI-DUMPING DUTIES ON DRAWN AND FLOAT GLASS (SUBJECT PRODUCTS) ORIGINATING IN OR IMPORTED FROM THE PEOPLE'S REPUBLIC OF CHINA (THE PRC) AND INDIA: NOTICE OF CONTINUATION OF THE ANTI-DUMPING DUTIES

In accordance with the provisions in Article 11.3 of the World Trade Organisation Agreement on Implementation of Article VI of the General Agreement on Tariffs and Trade and Subpart IV – Sunset Reviews - of the ITAC Anti-Dumping Regulations, any definitive anti-dumping duty shall be terminated on a date not later than five years from its imposition, unless the authorities determine, in a review initiated before that date on their own initiative or upon duly substantiated request made by or on behalf of the domestic industry within a reasonable period of time prior to that date, that the expiry of the duty would be likely to lead to continuation or recurrence of dumping and injury.

All interested parties were invited to respond in the matter and to complete either the importer or exporter questionnaire.

PFG Building Glass (Pty) Ltd (PFG), being the producer of the subject products in the SACU area, responded in the matter with regard to India and the PRC, but did not request a continuation of the anti-dumping duties against Israel.

The anti-dumping duties imposed against the importation of the subject products originating in or imported from Israel were consequently withdrawn on 2 July 2004, after the Commission's recommendation in this regard was approved by the Minister of Trade and Industry.

PFG, in its response to the Commission, indicated that the expiry of the duty would be likely to lead to the continuation or recurrence of dumping and injury. No importer or exporter cooperated in this investigation and after consideration of the relevant facts in the matter, the Commission recommended that the current anti-dumping duties imposed on the importation of the subject products originating in or imported from the PRC and India be maintained.

The Minister of Trade and Industry duly approved the recommendation of the Commission on 21 October 2004 that the present anti-dumping duties imposed on the subject products, as is listed in the table below, be continued with, as is provided for in section 53.1 of the ITAC Anti-Dumping Regulations:

| Tariff subheading | Description of the subject products (excluding optical glass) | Origin | Rate of anti-dumping duty |
|-------------------|---|--------|---------------------------|
| 7004.90.90 | Drawn glass and blown glass, in sheets, 2,5 to 6 mm manufactured by Gujarat Borosil Ltd | India | 374c/m ² |
| 7004.90.90 | Drawn glass and blown glass Excluding that manufactured by Gujarat Borosil Ltd | India | 587c/m ² |
| 7004.90.90 | Drawn glass and blown glass, in sheets, 2,5 to 6 mm | China | 562c/m ² |

| Tariff subheading | Description of the subject products (excluding optical glass) | Origin | Rate of anti-dumping duty |
|-------------------|--|--------|---------------------------|
| 7005.29.17 | Float Glass and surface ground or polished glass, in sheets – 2,5 mm but not exceeding 3 mm. | India | 720c/m ² |
| 7005.29.17 | Manufactured by Dalian Float Glass Co, 2,5 mm - 3 mm | China | 359c/m ² |
| 7005.29.17 | Excluding that manufactured by Dalian Float Glass Co. 2,5 – 3 mm | China | 802c/m ² |
| 7005.29.23 | 3 mm - 4 mm | India | 886c/m ² |
| 7005.29.23 | 3 mm - 4 mm – Dalian Float Glass | China | 401c/m ² |
| 7005.29.23 | 3 mm – 4 mm Other than Dalian Float Glass Co. | China | 802c/m ² |
| 7005.29.28 | 4 mm - 5 mm Manufactured by Dalian Float Glass Co. | China | 728c/m ² |
| 7005.29.28 | 4 mm – 5 mm Other than Dalian Float Glass Co. | China | 802c/m ² |
| 7005.29.28 | 4 mm – 5 mm | India | No duty |
| 7005.29.35 | 5 mm - 6 mm | India | 1387c/m ² |
| 7005.29.35 | 5 mm - 6 mm Manufactured by Dalian Float Glass Co. | China | 668c/m ² |
| 7005.29.35 | 5 mm – 6 mm Other than Dalian Float Glass Co. | China | 802c/m ² |

Any enquiries in the matter may be directed to the investigating official Mr Theuns Botha at telephone number, ++2712-394-3642 or at fax number ++2712-394-0518. Any correspondence in the matter must be directed to the Chief Commissioner, International Trade Administration Commission, Block E, Uzazi Building, DTI Campus, c/o Esselen and Meintjies Streets, Sunnyside, Pretoria or Private Bag X753, Pretoria 0001.