
GENERAL NOTICE

NOTICE 934 OF 2005

INTERNATIONAL TRADE ADMINISTRATION COMMISSION OF SOUTH AFRICA

TERMINATION OF THE INVESTIGATION INTO THE ALLEGED DUMPING OF WHEAT FLOUR ORIGINATING IN OR IMPORTED FROM INDIA

On 03 November 2004, the International Trade Administration Commission of South Africa (the Commission) formally initiated an investigation into the alleged dumping of wheat flour (subject product) originating in or imported from India. Notice of the initiation of the investigation was published in Notice No. 2486 of *Government Gazette* No.26962 dated 12 November 2004.

The application was lodged on behalf of the Southern African Customs Union (SACU) industry by the National Chamber of Milling (NCM), on behalf of its members, which include Tiger Milling, Pioneer Sasko and Premier Foods, being the major domestic manufacturers of the subject product in SACU, which alleged that the dumped imports were threatening to cause material injury to the SACU industry.

The investigation was initiated after the Commission considered that there was *prima facie* evidence to show that the subject product was being imported at dumped prices, threatening to cause material injury to the SACU industry.

On initiation of the investigation, the known producers and exporters of the subject product in India were sent foreign manufacturers/exporters questionnaires to complete. An importer of the subject product was also sent an importers questionnaire to complete. No full and complete response was received from any interested party within the time frame allowed.

On 09 February 2005, the Commission, after considering all the information supplied by the Applicant, made a preliminary determination that the subject product was being dumped on the SACU market, but that a threat of material injury to the SACU industry does not exist.

The Commission, therefore, made a preliminary determination to recommend to the Minister of Trade and Industry that the investigation into the alleged dumping of wheat flour originating in or imported from India, be terminated.

The Applicant was invited to comment on the Commission's preliminary report. The Applicant was informed of the "essential facts" being considered by the Commission and was given an opportunity to comment on the "essential facts".

After considering all the comments received from the Applicant, the Commission made a final determination that the subject product was being dumped on the SACU market, but that the threat of material injury to the SACU industry did not exist.

The Commission, therefore, decided to recommend to the Minister of Trade and Industry that the investigation into the alleged dumping of wheat flour originating in or imported from India, be terminated.

The Commission's detailed reasons for its decision are set out in Commission Report No. 107 (final report).

Enquiries may be directed to the investigating officers, Mr Jeffrey Maphagela at telephone (012) 394 3639 and Mr Albert Strydom at (012) 394 3597, or at fax (012) 394 0518.

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