

NOTICE 116 OF 2011

**INTERNATIONAL TRADE ADMINISTRATION COMMISSION OF
SOUTH AFRICA**

**SUNSET REVIEW OF THE ANTI-DUMPING DUTIES ON UNFRAMED MIRRORS
ORIGINATING IN OR IMPORTED FROM INDIA: FINAL DETERMINATION**

In accordance with the provisions of Article 11.3 of the World Trade Organisation Agreement on Implementation of Article VI of the General Agreement on Tariffs and Trade, and 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 be likely to lead to continuation or recurrence of dumping and injury.

On 26 June 2009, the International Trade Administration Commission (ITAC) notified all interested parties, through **Notice No. 902 of 2009** in **Government Gazette No. 32333**, that unless a duly substantiated request is made by or on behalf of the SACU industry, indicating that the expiry of the anti-dumping duties against the imports of unframed mirrors originating in or imported from India would likely lead to the continuation or recurrence of dumping and injury, the anti-dumping duty on unframed mirrors originating in or imported from India would expire on 13 December 2010.

The sunset review investigation was initiated pursuant to Notice No. 805 of 2010 in Government Gazette No. 32333, published on 20 August 2010. Interested parties were informed on 23 August 2010 of the initiation of the investigation. The due date for responses was 30 September 2010. None of the importers and exporters responded to the Commission's sunset review questionnaire.

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 unframed mirrors

originating in or imported from India would lead to the continuation or recurrence of dumping and to the recurrence of material injury. The final date for comments to the essential facts letters was 30 November 2010.

Comments to the "essential facts" letters were received from the Applicant only.

After considering all the comments received to the Commission's essential facts letters, the Commission made a final determination that the expiry of the anti-dumping duties on unframed mirrors originating in or imported from India would lead to the continuation or recurrence of dumping and to the recurrence of material injury.

The Commission, therefore, recommended to the Minister of Trade and Industry that the anti-dumping duties on unframed mirrors originating in or imported from India be maintained as follows:

Tariff Heading	Description	Imported from or originating in	Rate of Duty
7009.91	Unframed glass mirrors, of a thickness of 2mm or more but not exceeding 6mm	India	68.74%

The Minister approved the Commission's recommendation. The Commission's detailed reasons for its decision are set out in Commission's Report No. 360 (Final report).

Enquiries may be directed to the investigating officers **Mr Emmanuel Makwela** at telephone number +27 12 394 3632 or **Mr Albert Strydom** at telephone number +27 12 394 3597.