

LEGAL NOTICE NO. 262

REPUBLIC OF TRINIDAD AND TOBAGO

THE ANTI-DUMPING AND COUNTERVAILING DUTIES ACT, CHAP. 78:05

AND

THE ANTI-DUMPING AND COUNTERVAILING DUTIES REGULATIONS, 1996

*Made by the Minister in accordance with section 18(3) of the
Anti-dumping and Countervailing Duties Act*

NOTICE

INITIATION OF AN INVESTIGATION INTO THE ALLEGATION
OF THE DUMPING OF IMPORTS OF ALUMINUM
EXTRUSIONS ORIGINATING FROM THE PEOPLE'S
REPUBLIC OF CHINA

IN ACCORDANCE with section 18(1) of the Anti-dumping and Countervailing Duties Act, Chap. 78:05 (hereinafter referred to as “the Act”) and regulation 4(1) of the Anti-dumping and Countervailing Duties Regulations, 1996 (hereinafter referred to as “the Regulations”), the Trinidad and Tobago Anti-dumping Authority (hereinafter referred to as “the Authority”) hereby informs all exporters, importers, manufacturers, distributors and the Government of the People's Republic of China that it has initiated an investigation into an allegation of the dumping of imports of aluminum extrusions originating from the People's Republic of China.

COMPLAINT

The Authority received a complaint from Cantrex Limited (hereinafter referred to as the “complainant”) pursuant to section 18 of the Act alleging that imports of aluminum extrusion origination in the People's Republic of China are being dumped in Trinidad and Tobago.

PRODUCT

The products allegedly being dumped are currently classified within HS Codes:

- 76.04—Aluminum bars, rods and profiles
- 7604.10.00—Of aluminum, not alloyed
- 7604.21.00—Hollow profiles
- 7604.29.00—Other
- 76.08—Aluminum tubes and pipes
- 7608.10.00—Of aluminum, not alloyed
- 7608.20.00—of aluminum alloys

Initiation of an Investigation into the Allegation of the Dumping of Imports of Aluminum Extrusions originating from the People's Republic of China

ALLEGATION OF DUMPING

The allegation of dumping is based on a comparison of a normal value established on the basis of the London Metal Exchange (LME) prices adjusted using a surrogate country to reflect administrative, selling and general costs with the export price of the product established using United Nations Statistics Division—Commodity Trade Statistics database (COMTRADE) exported to Trinidad and Tobago from the People's Republic of China. On this basis a dumping margin was established.

ALLEGATION OF INJURY

The complainant alleges and has provided evidence of actionable injury in accordance with regulation 10(1)(c).

PROCEDURE FOR DETERMINATION OF DUMPING AND INJURY

Having determined that the complaint has been lodged on behalf of the local industry and that there is sufficient evidence to justify the initiation of proceedings, the Authority has commenced an investigation pursuant to section 18(1) of the Act.

QUESTIONNAIRES

In order to obtain the information it deems necessary for its investigation, the Authority will send questionnaires to the complainant, each exporter and each importer named in the complaint. At the same time, a copy of the questionnaire will be circulated to any known representative association of exporters or importers.

Exporter and importers, who have an interest in this investigation are invited to contact the Authority forthwith. The authorities of the exporting country will be notified of the exporter named in the complaint. The exporters and importers who are not named in the complaint, but who may be affected by the complaint, are also subject to the time limit set out in this Notice and should, therefore, request a copy of the questionnaire as soon as possible. Any request for a questionnaire must be made in writing to the address mentioned below and should indicate the name, address, telephone and fax numbers and e-mail address of the party making the request.

COLLECTION OF INFORMATION AND HOLDING OF HEARINGS

All interested parties that can show that they are likely to be affected by the results of the investigation are hereby invited to make their views known to the Authority in writing and to provide supporting evidence.

Furthermore, the Authority may hear any other interested parties, if not mentioned above, provided that they make a request in writing and show that there are particular reasons why they should be heard.

TIME LIMIT

Interested parties, if their representations are to be taken into account during the investigation, must make themselves known, present their views in writing and submit information within thirty-seven days from the date of transmission of this Notice to the authorities of the exporting countries. Interested parties may also apply within the same time limit, to be heard by the Authority. The transmission of this Notice to the authorities of the exporting countries shall be deemed to have taken place on the third day following its publication. This time limit also applies to all other interested parties, including the parties not named in the complaint and it is consequently in the interest of these parties to contact the Authority without delay.

In cases where any interested party refuses access to, or otherwise does not provide necessary information within the time limit, or significantly impedes the investigation, provisional or final findings, affirmative or negative, may be made in accordance with regulation 11, on the basis of the facts available.

Should the above allegations prove to be true, the Minister of Trade, Industry, Investment and Communication may impose the appropriate duty on imports of aluminum extrusions originating in the People's Republic of China in accordance with section 25 of the Act.

THE AUTHORITY MAY BE CONTACTED AT—

The Permanent Secretary
Ministry of Trade, Industry, Investment and Communication
Level 17, Nicholas Tower
63-65, Independence Square
Port-of-Spain
Republic of Trinidad and Tobago
Telephone Numbers: (868) 623-2931-4 Ext. 2232
Fax: (868) 625-6233
E-mail: mahabir-charlesb@gov.tt
Website: www.tradeind.gov.tt

Dated this 8th day of August, 2014.

N. HERBERT
*Permanent Secretary,
Ministry of Trade, Industry, Investment
and Communication
The Anti-Dumping Authority*