

LEGAL NOTICE NO. 53

REPUBLIC OF TRINIDAD AND TOBAGO

THE ANTI-DUMPING AND COUNTERVAILING DUTIES ACT, 1992

AND

THE ANTI-DUMPING AND COUNTERVAILING DUTIES REGULATIONS, 1996

NOTICE

(ISSUED IN ACCORDANCE WITH SECTIONS 18(3) AND 29A(3) OF THE  
ANTI-DUMPING AND COUNTERVAILING DUTIES ACT)

INITIATION OF AN EXPIRY REVIEW OF THE ANTI-DUMPING  
MEASURES APPLICABLE TO PORTLAND GREY CEMENT  
ORIGINATING IN THAILAND

FOLLOWING the publication of Legal Notice No. 337 dated 30th December, 2004 of the impending expiry of the anti-dumping measures in force on Portland Grey Cement originating in Thailand, the Trinidad and Tobago Anti-Dumping Authority (hereinafter referred to as “the Authority”), has received a request for a review, pursuant to section 29A(3) of the Anti-Dumping and Countervailing Duties Act, 1992 (hereinafter referred to as “the Act”).

Notice is hereby given that in accordance with sections 18(1) and 29A(3) of the Act, the Trinidad and Tobago Anti-Dumping Authority hereby informs all exporters, importers, manufacturers, distributors and the Government of Thailand that it has initiated a sunset review to investigate the allegation that the expiry of the duty on Portland Grey Cement originating in Thailand would likely lead to a continuation or recurrence of dumping and injury.

CASE HISTORY

The Anti-Dumping Authority received a complaint from the Trinidad Cement Limited Group of Companies (hereinafter referred to as “the complainant”) pursuant to section 18 of the Act alleging that imports of Portland Grey Cement originating in Thailand were being dumped in Trinidad and Tobago.

The Authority conducted an investigation and made a final determination of the existence of dumping. The Minister of Trade and Industry thereafter, by Legal Notice No. 55 of 2000, dated 25th February, 2000, made an Order imposing anti-dumping duties.

#### EXISTING MEASURES

The anti-dumping duties currently in force are definitive anti-dumping duties imposed by Legal Notice No. 55 published on 2nd March, 2000. These duties shall, on commencement of a sunset review, remain in force pending the outcome of such review.

#### REQUEST FOR REVIEW

By letters dated 13th December, 2004 and 25th January, 2005, the complainant requested the initiation of a sunset review and submitted *prima facie* evidence that the expiry of the anti-dumping duties would likely lead to actionable injury.

#### PRODUCTS UNDER REVIEW

The product under review is Portland Grey Cement originating in Thailand, currently classifiable within HS code 2523.291.

#### QUESTIONNAIRES

In order to obtain the information it deems necessary for its investigation, the Authority will send questionnaire(s) to the complainant, exporters and importers 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.

Exporters and importers who have an interest in this investigation, are invited to contact the Authority forthwith. The exporters and importers who are not named in the complaint, because they were not known, should request a copy of the questionnaire as soon as possible, as they are also subject to the time limit set out in this Notice. Any request for questionnaires must be made in writing to the address mentioned below and should indicate the name and address, telephone and fax numbers of the party making the request.

#### COLLECTION OF INFORMATION AND HOLDING OF HEARINGS

All interested parties, who can show that they are likely to be affected by the results of the investigation are hereby invited to make their views known 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

In order to ensure that the representations of the interested parties are taken into account during the investigation, such parties must make themselves known, present their views in writing and submit to the Authority all relevant information within thirty-seven (37) days from the date of transmission of this Notice. Interested parties may also apply to be heard by the Authority within the same time limit. The transmission of this Notice to the authorities of the exporting country shall be deemed to have taken place on the third day following its publication. This time limit also applies to all other interested parties 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 of the Anti-Dumping and Countervailing Duties Regulations, 1996, on the basis of the facts available.

The Authority may be contacted at the following address:

The Anti-Dumping Unit  
Ministry of Trade and Industry  
Level 14, Riverside Plaza  
Besson Street, Port-of-Spain  
Trinidad and Tobago  
Telephone Numbers: 1-868-623-9464, 627-8256, 623-2931-4  
Ext. 2132, 2152, 2025  
Fax No.: 1-868-623-2424  
E-mail: bcharles@tradeind.gov.tt  
dtaitt@tradeind.gov.tt  
bnarinesingh@tradeind.gov.tt

Dated this 23rd day of February, 2005.

E. LEACOCK  
*The Anti-Dumping Authority*