

## NOTIFICATION NO 119/2010-Customs

Dated: November 19, 2010

Whereas in the matter of imports of Polypropylene [hereinafter referred to as the subject goods], falling under sub heading 3902 1000 or 3902 3000 of the First Schedule to the Customs Tariff Act, 1975 (51 of 1975), originating in, or exported from, Oman, Saudi Arabia and Singapore (hereinafter referred as the subject countries) and imported into India, the designated authority in its preliminary findings vide notification No.14/5/2009-DGAD, dated the 15th June, 2009, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 15th June, 2009, had come to the conclusion that -

(a) the subject goods had been exported to India from the subject countries at prices less than their normal values in the domestic market of the exporting countries;

(b) the dumping margins of the subject goods imported from the subject countries were substantial and above de minimis ; and

(c) the domestic industry had suffered material injury and the injury had been caused to the domestic industry mainly by price effect of dumped imports of the subject goods originating in or exported from the subject countries;

and had recommended imposition of provisional anti-dumping duty on the imports of subject goods, originating in, or exported from, the subject countries;

And whereas, on the basis of the aforesaid findings of the designated authority, the Central Government had imposed provisional anti-dumping duty on the subject goods vide notification No. 82/2009-Customs, dated the 30 th July, 2009, published in the Gazette of India, Extraordinary Part II, Section 3, Sub-section ( i ), vide number G.S.R. 557(E), dated the 30 th July, 2009;

And Whereas, the designated authority, in its final findings vide notification No. 14/5/2009-DGAD dated the 23rd August, 2010 , published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 23rd August, 2010 , had come to the conclusion that-

(a) the subject goods had been exported to India from the subject countries below their associated normal values;

(b) the domestic industry had suffered material injury in respect of the subject goods; and

(c) the material injury had been caused by the dumped imports of the subject goods from the subject countries.

Now, therefore, in exercise of the powers conferred by sub-section (1) read with sub-section (5) of section 9A of the said Customs Tariff Act, 1975 read with rules 18 and 20 of the Customs Tariff (Identification, Assessment and Collection of Anti-dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995, the Central Government, on the basis of the aforesaid findings of the designated authority, hereby imposes on the goods, the description of which is specified in column (3) of the Table below, falling under sub-heading of the First Schedule to the said Customs Tariff Act as specified in the corresponding entry in column (2), originating in the country specified in the corresponding entry in column (4), and exported from the country specified in the corresponding entry in column (5) and produced by the producer specified in the corresponding entry in column (6) and exported by the exporter specified in the corresponding entry in column (7), and imported into India, an anti-dumping duty at the rate equal to the amount indicated in the corresponding entry in column (8), in the currency as specified in the corresponding entry in column (10) and per unit of measurement as specified in the corresponding entry in column (9) of the said Table.

**Table**

Sl. No	Sub Heading	Description of goods	Country of Origin	Country of Exports	Producer	Exporter	Amount	Unit of measurement	Currency
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)
1	3902 1000 or 39023 000	'Polypropylene (i.e., homopolymers of propylene and copolymers of propylene and ethylene excluding the expanded Polypropylene beads)'	Oman	Oman	M/s Oman Polypropylene LLC	M/s Oman Polypropylene LLC	67.68	Metric tonne	US dollar

2	3902 1000 or 39023 000	'Polypropylene (i.e., homopolymers of propylene and copolymers of propylene and ethylene excluding the expanded Polypropylene beads)'	Oman	Oman	Any combination other than as specified at serial number1		241. 82	Metric tonne	US dollar
3	3902 1000 or 39023 000	'Polypropylene (i.e., homopolymers of propylene and copolymers of propylene and ethylene excluding the expanded Polypropylene beads)'	Oman	Any other than Oman	Any	Any	241. 82	Metric tonne	US dollar
4	3902 1000 or 39023 000	'Polypropylene (i.e., homopolymers of	Any country other than countr	Oman	Any	Any	241. 82	Metric tonne	US dollar

		propylene and copolymers of propylene and ethylene excluding the expanded Polypropylene beads)'	ies attracting Anti-dumping duty						
5	3902 1000 or 39023 000	'Polypropylene (i.e., homopolymers of propylene and copolymers of propylene and ethylene excluding the expanded Polypropylene beads)'	Saudi Arabia	Saudi Arabia	Advanced Polypropylene Co.	Vinmar International Ltd., USA	166.20	Metric tonne	US dollar
6	3902 1000 or 39023 000	'Polypropylene (i.e., homopolymers of propylene and copolymers of propylene and	Saudi Arabia	Saudi Arabia	Saudi Polyolefins Company	National Petrochemical Industrialization Marketing company	89.23	Metric tonne	US dollar

		ethylene excluding the expanded Polypropylene beads)'							
7	3902 1000 or 39023 000	'Polypropylene (i.e., homopolymers of propylene and copolymers of propylene and ethylene excluding the expanded Polypropylene beads)'	Saudi Arabia	Saudi Arabia	Saudi Polyolefins Company	Basell International Trading FZE	51.16	Metric tonne	US dollar
8	3902 1000 or 39023 000	'Polypropylene (i.e., homopolymers of propylene and copolymers of propylene and ethylene excluding the expanded Polyprop	Saudi Arabia	Saudi Arabia	Saudi European Petrochemical Company	Saudi Basic Industries Corporation	171.97	Metric tonne	US dollar

		ylene beads)'							
9	3902 1000 or 39023 000	'Polypropylene (i.e., homopolymers of propylene and copolymers of propylene and ethylene excluding the expanded Polypropylene beads)'	Saudi Arabia	Saudi Arabia	Saudi Yanbu Petrochemical Company	Saudi Basic Industries Corporation	87.86	Metric tonne	US dollar
10	3902 1000 or 39023 000	'Polypropylene (i.e., homopolymers of propylene and copolymers of propylene and ethylene excluding the expanded Polypropylene beads)'	Saudi Arabia	Saudi Arabia	Saudi Yanbu Petrochemical Company	M/s Exxon Mobil Chemical Asia Pacific	177.56	Metric tonne	US dollar
11	3902 1000 or 39023	'Polypropylene (i.e., homo-	Saudi Arabia	Saudi Arabia	Any combination other than as specified at serial numbers 5 to 10		322.57	Metric tonne	US dollar

	000	polymers of propylene and copolymers of propylene and ethylene excluding the expanded Polypropylene beads)							
1 2	3902 1000 or 39023 000	'Polypropylene (i.e., homopolymers of propylene and copolymers of propylene and ethylene excluding the expanded Polypropylene beads)'	Saudi Arabia	Any other than Saudi Arabia	Any	Any	322.57	Metric tonne	US dollar
1 3	3902 1000 or 39023 000	'Polypropylene (i.e., homopolymers of propylene and copolymers of	Any country other than countries attracting Anti-	Saudi Arabia	Any	Any	322.57	Metric tonne	US dollar

		propylene and ethylene excluding the expanded Polypropylene beads)'	dumping duty						
14	3902 1000 or 39023 000	'Polypropylene (i.e., homopolymers of propylene and copolymers of propylene and ethylene excluding the expanded Polypropylene beads)'	Singapore	Singapore	The Polyolefin Company (Singapore) Pte. Ltd.	Sumitomo Corporation Asia Pte. Ltd.	121.28	Metric tonne	US dollar
15	3902 1000 or 39023 000	'Polypropylene (i.e., homopolymers of propylene and copolymers of propylene and ethylene excluding the expanded	Singapore	Singapore	The Polyolefin Company (Singapore) Pte. Ltd.	Toyota Tsusho (Singapore) Pte.Ltd .	295.09	Metric tonne	US dollar



		d Polypropylene beads)'							
1 6	3902 1000 or 39023 000	'Polypropylene (i.e., homo-polymers of propylene and copolymers of propylene and ethylene excluding the expanded Polypropylene beads)'	Singapore	Singapore	The Polyolefin Company (Singapore) Pte. Ltd.	Marubeni Chemical Asia Pacific Pte. Ltd.	Nil	Metric tonne	US dollar
1 7	3902 1000 or 39023 000	'Polypropylene (i.e., homo-polymers of propylene and copolymers of propylene and ethylene excluding the expanded Polypropylene beads)'	Singapore	Singapore	The Polyolefin Company (Singapore) Pte. Ltd.	Itochu Plastics Pte. Ltd.	Nil	Metric tonne	US dollar
1 8	3902 1000	'Polypropylene	Singapore	Singapore	The Polyolefi	Sumitomo Corporatio	28.4 9	Metric tonne	US dollar

	or 39023 000	(i.e., homo- polymers of propylene and copolymers of propylene and ethylene excluding the expanded Polypropylene beads)'			n Company (Singapore) Pte. Ltd.	n Asia Pte. Ltd.			
1 9	3902 1000 or 39023 000	'Polypropylene (i.e., homo- polymers of propylene and copolymers of propylene and ethylene excluding the expanded Polypropylene beads)'	Singapore	Singapore	Exxon Mobil Chemical Asia Pacific	Exxon Mobil Chemical Asia Pacific	38.7 7	Metric tonne	US dollar
2 0.	3902 1000 or 39023 000	'Polypropylene (i.e., homo- polymers of propylene and	Singapore	Singapore	Exxon Mobil Chemical Asia Pacific, Singapore	Mitsubishi Chemical Thailand (Co.) Ltd.	Nil	Metric tonne	US dollar

		copolymers of propylene and ethylene excluding the expanded Polypropylene beads)							
21	3902 1000 or 39023 000	'Polypropylene (i.e., homopolymers of propylene and copolymers of propylene and ethylene excluding the expanded Polypropylene beads)'	Singapore	Singapore	Any combination other than as specified at Serial numbers 14 to 20.		323.50	Metric tonne	US dollar
22	3902 1000 or 39023 000	'Polypropylene (i.e., homopolymers of propylene and copolymers of propylene and ethylene excluding	Singapore	Any other than Singapore	Any	Any	323.50	Metric tonne	US dollar

		g the expanded Polypropylene beads)'							
2 3	3902 1000 or 39023 000	'Polypropylene (i.e., homo-polymers of propylene and copolymers of propylene and ethylene excluding the expanded Polypropylene beads)'	Any country other than countries attracting Anti-dumping duty	Singapore	Any	Any	323.50	Metric tonne	US dollar

2. The anti-dumping duty imposed shall be levied for a period of five years (unless revoked, superseded or amended earlier) from the date of imposition of the provisional anti-dumping duty, that is, 30th July, 2009 and shall be payable in Indian currency.

Explanation. - For the purposes of this notification, rate of exchange applicable for the purposes of calculation of such anti-dumping duty shall be the rate which is specified in the notification of the Government of India, in the Ministry of Finance (Department of Revenue), issued from time to time, in exercise of the powers conferred by section 14 of the Customs Act, 1962 (52 of 1962), and the relevant date for the determination of the rate of exchange shall be the date of presentation of the bill of entry under section 46 of the said Customs Act.

**F.No.354/140/2009 -TRU**

**(Prashant Kumar)**

**Under Secretary to the Government of India**