

Sayı: 17812098-TİM.AKİB.GSK.SAN.2022/6-121
Konu: Anti Damping Soruşturması/Mısır-UPVC

Mersin, 7/01/2022

Sayın Üyemiz,

T.C. Ticaret Bakanlığı'ndan alınan yazıda, 391620 ve 392520 gümrük tarife pozisyonları altında yer alan ülkemiz menşeli "U-PVC" ithalatına karşı yürütülen anti-damping soruşturması kapsamında Mısır Ticaret ve Sanayi Bakanlığı (Bakanlık) nihai kararını 21/12/2021 tarihli Mısır Resmi Gazetesi'nde yayımlandığı, ülkemiz firmaları için söz konusu tarihten itibaren beş yıl süreyle ekli tabloda belirtilen oranlarda nihai anti-damping önlemi uygulanmasına karar verildiği bildirilmektedir.

Bilgilerini rica ederim.

Canan AKTAN SARI
Genel Sekreter V.

Ek:

- 1- UPVC Decree of Imposition
- 2- UPVC Notice of Imposition of Defentive Duties



Ministry of Trade and Industry
Decree No. (631) of the Year 2021
On
The Imposition of Definitive Anti-dumping Duties
On Imports of Monofilament of Polymers of Vinyl chloride
(UPVC Profiles)
Originating in or Exported from Turkey

The Minister of Trade and Industry,

Having Regard to Law No. 161 of 1998 on the Protection of the National Economy from the Injurious Effects of Unfair Practices in the International Trade, the Executive Regulation and the amendments thereto, and

The report of the Advisory Committee held on 28/9/2021, and

The Memorandum of the Head of the Trade Remedies Sector dated 28/9/2021,

Decided

Article No. (1)

Imports of Monofilament of Polymers of Vinyl chloride (UPVC Profiles), originating in or exported from Turkey, which is classified under H.S tariff codes (392520) and (391620), even if classified under H.S tariff codes (391690) and (3925900090), shall hereby be subject to definitive anti-dumping duties as shown in the attached table.

Article No. (2)

The aforementioned duties shall be collected in account no. H/8/88042/450/9, at the Central Bank of Egypt.

Article No. (3)

This Decree shall be published in the Egyptian *Official Gazette* and shall come into force for a five-year term from the date of publication thereof.

Minister of Trade and Industry

“ Nevin Gamea”

Issued on 20 /12/2021

Definitive Anti-dumping Duties
Imposed on Imports of UPVC Profiles Originating in or Exported from
Turkey

Country	Name of Company	Margin of Dumping As % of CIF Value
Turkey	DENIZPEN PLASTIK SANAYI VE TICARET LIMITED SIRKETI	8%, not less than 126 US\$/ton
	Other Companies*	10%, not less than 157.5 US\$/ton

* Other companies are the unknown and non-cooperating producers and exporters.

The Arab Republic of Egypt
Ministry of Trade and Industry
Trade Remedies Sector
Notice No (10) of the year 2021
On the Imposition of Definitive Anti-Dumping Duties
On the Dumped Imports of UPVC Profiles,
Originating in or Exported from
Turkey

Pursuant to the provisions of Law No. 161 of 1998 concerning the Protection of National Economy from Injurious Effects of Unfair practices in International Trade and its Executive Regulation issued by virtue of the Ministerial Decree No. 549 of 1998 and amendments thereto (hereinafter referred to as the "Executive Regulation").

Pursuant to the provisions of Article (10) of the "Executive Regulation", the Minister of Trade and Industry approved the conclusions of the anti-dumping investigation against the dumped imports of UPVC Profiles originating in or exported from Turkey and issued the Ministerial Decree No. (631) of the year 2021 on 20/12/2021, published in the Egyptian *Official Gazette* Issue No. 287 (supplementary E) on 21/12/2021, concerning the imposition of definitive anti-dumping duties on the aforementioned imports for a five-year term.

I. Procedures

On 23/12/2020, the Minister of Trade and Industry approved the recommendation of the Advisory Committee to initiate an anti-dumping investigation against the dumped imports of UPVC Profiles originating in or exported from Turkey, according to the conclusions and recommendations reached by the Trade Remedies Sector, hereinafter referred to as the Investigating Authority (IA), after examining the application submitted by the domestic industry.

On 29/12/2020, Notice No. (7) of the year 2020 on the initiation of an anti-dumping investigation into the aforementioned dumped imports originating in or exported from Turkey was published in the Egyptian *Official Gazette*, Issue No. 295 Supplement (A) The World Trade Organization was notified of the initiation of the investigation.

During the period from 12/1/2021 to 11/2/2021, questionnaire, a copy of the notice of initiation were sent to the domestic industry (the complainant). Questionnaires, a copy of the notice of initiation and the non-confidential version of the application were sent to all interested parties in the investigation (Importers, known producers/ exporters and the Embassy of Turkey in Cairo to be circulated to all unknown producers and exporters of the product concerned who exported to Egypt during the period of investigation. All said parties were given a 37-day period as of the date of receipt to respond to questionnaires.

The IA received the responses of some interested parties to the questionnaires and deficiency letters during the specified time limits and analyzed all the data and information contained therein.

During the period from 6/6/2021 to 8/6/2021, the IA made a verification visit to the domestic industry.

On 30/8/2021, the IA sent the non-confidential version of the Essential Facts Report to all cooperating interested parties and granted these parties a ten-day time limit as of the date of receipt to comment thereon. Such time limit was extended as requested by some parties.

On 28/9/2021, the Advisory Committee held a meeting to discuss the Final Report prepared by the IA and approved the conclusions of the IA concerning the imposition of anti-dumping duties on the imports of UPVC Profiles, originating in or exported from Turkey. The Minister of Trade and Industry approved the recommendations of the Advisory Committee and issued the aforementioned Ministerial Decree No. (631).

2. Period of Investigation

- The dumping investigation period covers the period from 1/7/2019 to 30/6/2020.
- The injury (imports) analysis period covers the calendar years from 1/1/2016 to 30/6/2020.

3. Domestic Industry

The domestic industry is represented by EmaPen Company whose production constitutes 51percent of the total production of the domestic industry of the like product. Hence, the company represents the domestic industry in accordance with the provisions of Article (19) of the Executive Regulation of Law No. 161 of the year 1998.

4. Product under Investigation and Like Product

The product under investigation is Monofilament of Polymers of Vinyl chloride (UPVC Profiles), originating in or exported from Turkey, classified under the HS tariff codes: 39 25 20 and 39 16 20, even if classified under HS tariff codes: (39 16 90 and 39 25 90 00 90).

The IA concluded that the product produced by the domestic industry is identical to the product originating in or exported from Turkey in terms of the physical characteristics, specifications, distribution channels and end uses. Therefore, the two products are substitutable for one another in accordance with Article (2.6) of the Anti-Dumping Agreement.

5. Dumping Investigation

The IA concluded that the imports of (UPVC Profiles), originating in or exported from Turkey had been imported at dumped prices.

6. Material Injury and Causal Link

The IA concluded that the volume imports of (UPVC Profiles), originating in or exported from Turkey constitutes more than 87% percent of the total volume of imports and that these imports were imported at dumped prices causing material injury to the domestic industry coinciding with an absolute and relative increase in such dumped imports. The IA also concluded that there was a causal link between the dumped imports of (UPVC Profiles), originating in or exported from Turkey, and the material injury suffered by the domestic industry and that there were no other causes (rather than imports from turkey) of the injury suffered by the domestic industry.

7. Imposition of Anti-Dumping Duties and Period of Imposition

Imports of (UPVC Profiles), originating in or exported from Turkey shall hereby be subject to definitive anti-dumping duties, ranging from 8 percent to 10 percent of CIF value for a five-year period as of the date of the publication of Ministerial Decree No. (631) of year 2021, published in the Egyptian *Official Gazette*, issue No. 287 (Supplement E) on 21/12/2021.

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