

ANTI-DUMPING DUTY ON VITRIFIED AND PORCELAIN TILES, OTHER THAN VITRIFIED INDUSTRIAL TILES ORIGINATING IN OR EXPORTED FROM PR OF CHINA & UAE:

[Notfn. No. 73/03-Cus. dt. 1.5.2003 as amended by Notfn. No.80/04-Cus., dt.28.7.04, 6/06-Cus., dt. 13.2.2006, 95/06-Cus., dt. 8.9.2006, 67/07-Cus., dt.11.5.2007, 110/07-Cus., dt. 20.10.2007, 57/08-Cus., dt.1.5.2008]

WHEREAS in the matter of import of vitrified and porcelain tiles, other than vitrified industrial tiles (hereinafter referred to as “the subject goods”), falling under headings 6907 or 6908 of the First Schedule to the Customs Tariff Act, 1975 (51 of 1975), originating in, or exported from, the People’s Republic of China and United Arab Emirates (UAE) and imported into India, the designated authority *vide* its preliminary findings, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 3rd December, 2001, had come to the conclusion that -

- (a) the subject goods, originating in, or exported from, the People’s Republic of China and United Arab Emirates (UAE) and imported into India (hereinafter referred to as “the subject countries”) have been exported to India below normal value, resulting in dumping;
- (b) the Indian industry has suffered material injury;
- (c) the injury has been caused cumulatively by the imports from the People’s Republic of China and United Arab Emirates (UAE);

and had considered it necessary to impose anti-dumping duty, provisionally, pending final determination, on all 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 an anti-dumping duty *vide* notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 50/2002-Customs, dated the 2nd May, 2002, published in Part II, Section 3, Sub-section (i) of the Gazette of India, Extraordinary, dated the 2nd May, 2002 *vide* No. G.S.R. 316(E), dated the 2nd May, 2002;

AND WHEREAS, the designated authority, *vide* its final findings, published in the Gazette of India, Extraordinary, Part I, Section I, dated the 5th February, 2003, has come to the conclusion that-

- (a) Vitrified/Porcelain Tiles have been exported to India from UAE and the People’s Republic of China below its normal value resulting in dumping;
- (b) the Indian industry had suffered material injury;
- (c) the injury had been caused cumulatively by the imports from the subject countries;

and has considered it necessary to impose definitive anti-dumping duty, on all imports of vitrified/porcelain tiles from the subject countries in order to remove the injury to the domestic industry;

NOW, therefore, in exercise of the powers conferred by sub-section (5) read with sub-section (1) of section 9A of the said Customs Tariff Act, 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 final findings of the designated authority, hereby imposes on vitrified and porcelain tiles, other than vitrified industrial tiles, falling under chapter 69 of the First Schedule to the Customs Tariff Act, originating in, or exported from, the country or territory specified in column (2) of the Table given below, when exported by producers/exporters specified in

column (3) of the said Table, and imported into India, an anti-dumping duty which is equal to the amount specified in the corresponding entry in column (4) of the said Table.

Table

S. No.	Country / Territory	Producer / Exporters	Amount in US \$ per Sq. Metre
(1)	(2)	(3)	(4)
1.	People's Republic of China	All exporters/ producers	8.28
2.	UAE	M/s RAK Ceramics	0.74
		All other exporters / producers	5.54

The anti-dumping duty imposed under this notification shall be levied with effect from the date of imposition of the provisional anti-dumping duty, i.e., the 2nd May, 2002, and shall be payable in Indian currency.

This notification shall remain in force upto and inclusive of the 1st May 2008 unless the notification is revoked earlier.

Provided that no anti-dumping duty shall be imposed on the imports into India of subject goods falling under chapter 69 of the First Schedule to the said Customs Tariff Act, produced by M/s. Nanhai Shagyuan Oulian Construction Ceramic Co.Ltd., China PR (now known as M/s. Foshan Changcheng Oulian Construction Ceramic Ltd., China PR) and exported by M/s Prestige General Trading Dubai, UAE.

¹Provided further that no anti-dumping duty shall be imposed on the imports into India of subject goods falling under Chapter 69 of the First Schedule to the said Customs Tariff Act, produced by M/s. Southern Building Materials and Sanitary Co. Ltd., Quingyan City, People's Republic of China and exported by M/s. New Zhong Yuan Ceramics Import & Export Co. Ltd., Guangdong, People's Republic of China.

*[Provided further that no anti-dumping duty shall be imposed on the imports into India of subject goods falling under chapter 69 of the First Schedule to the said Customs Tariff Act, produced by M/s. Heyuan Wanfeng Ceramics Co. Ltd., People's Republic of China and exported by M/s. Foshan Lungo Ceramics Co. Ltd., People's Republic of China through the exporter, M/s Enterprise Trading FZE, United Arab Emirates].

Provided also that no anti-dumping duty shall be imposed on the imports into India of the subject goods falling under Chapter 69 of the First Schedule to the said Customs Tariff Act, produced by M/s Foshan Shanshui Huiwanjia Ceramic Company Limited and M/s Foshan Summit Ceramic Co. Limited, related companies of M/s Guangdong Newpearl Ceramic Group Company Limited, and exported by M/s Foshan Newpearl Trade Co. Ltd., Foshan, People's Republic of China.

Provided also that no anti-dumping duty shall be imposed on the imports into India of the subject goods falling under Chapter 69 of the First Schedule to the said Customs Tariff Act, produced by M/s. Foshan Chan Cheng Jinyi Ceramics Co. Ltd., People's Republic of China and exported by M/s Joyson Ceramic Material Company Limited, People's Republic of China and M/s. Able Ace (M) Sdn. Bhd., Malaysia.

Explanation. - For the purposes of this notification, "rate of exchange" applicable for the purposes of calculation of anti-dumping duty shall be the rate which is specified in the notification of the Government of India in the Ministry of Finance and Company Affairs (Department of Revenue), issued from time to time, in exercise of the powers under sub-clause (i) of clause (a) of sub-section (3) of section 14 of the said Customs Act, 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.

[NOTE I: Amendments made by Notification No.84/04-Cus. dt.28.7.04 are effective from 1.7.2003];

¹Amendment made by Notification No.6/2006 shall be effective from 30.09.2004.

***NOTE II:** The amendment under notification No. 95/2006 be effective from the date of issue of Notfn. ordering provisional assessment that is the 30th Sept., 2004.

Anti-dumping duty on vitrified and porcelain tiles originating in or exported from P.R. China and UAE:

[Notifn. No.87/08-Cus., dt. 16.7.2008].

Whereas in the matter of import of vitrified and porcelain tiles, other than vitrified industrial tiles (hereinafter referred to as the subject goods), falling under headings 6907 or 6908 of the First Schedule to the Customs Tariff Act, 1975 (51 of 1975), originating in, or exported from, the People's Republic of China and United Arab Emirates (hereinafter referred to as the subject countries) and imported into India, the designated authority in its final findings vide notification No. 37/1/2001-DGAD dated the 4th February, 2003, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 5th February, 2003, had come to the conclusion that -

- (a) the subject goods had been exported to India from the subject countries below its normal value resulting in dumping;
- (b) the Indian industry had suffered material injury;
- (c) the injury had been caused cumulatively by the imports from the subject countries; and

had considered it necessary to impose anti-dumping duty on all imports of the subject goods from the subject countries in order to remove the injury to the domestic industry;

And whereas on the basis of the aforesaid findings of the designated authority, the Central Government had imposed an anti-dumping duty on the subject goods, vide notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 73/2003-Customs, dated the 1st May, 2003, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i) vide number G.S.R. 376(E), dated the 1st May, 2003;

And whereas on the basis of a request made by M/s Foshan Nanhai Jing Yu Ceramics Ltd. Foshan China (also known as Bioma Ceramics), People's Republic of China, producer and M/s Shye International, Hong Kong, exporters/shippers, for review in terms of rule 22 of the Customs Tariff (Identification, Assessment and Collection of Anti-dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995 in respect of exports of the subject goods made by them, the designated authority, vide new shipper review initiation notification No. 15/23/2007-DGAD, dated the 25th January, 2007, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 25th January, 2007, had recommended provisional assessment of all exports of the subject goods made by the said M/s Foshan Nanhai Jing Yu Ceramics Ltd. Foshan China (also known as Bioma Ceramics), People's Republic of China (producer) and M/s Shye International, Hong Kong (exporter) till the completion of the review by the designated authority;

And whereas on the basis of the aforesaid recommendation of the designated authority, the Central Government had ordered, vide notification of the Government of India in the Ministry of Finance (Depart-

ment of Revenue), No. 39/2007-Customs, dated the 9th March, 2007, published in Gazette of India, Extraordinary, Part II, Section 3, Sub-Section (i) *vide* number G.S.R. 187(E), dated the 9th March, 2007 that pending the outcome of the said review by the designated authority, the subject goods, produced by M/s Foshan Nanhai Jing Yu Ceramics Ltd. Foshan China (also known as Bioma Ceramics), People's Republic of China and exported by M/s Shye International, Hong Kong, when imported into India, shall be subjected to provisional assessment till the review is completed;

And whereas, the designated authority in its final findings *vide* notification No.15/23/2006-DGAD, dated the 14th February, 2008, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 21st May, 2008, has come to the following conclusions -

- (i) the producer, M/s Foshan Nanhai Jing Yu Ceramics Ltd. Foshan China (also known as Bioma Ceramics), People's Republic of China and exporter M/s Shye International, Hong Kong have established themselves as new shipper of the subject goods to India and therefore, are eligible for separate dumping margins;
- (ii) dumping margin of the vitrified porcelain tiles manufactured by M/s Foshan Nanhai Jing Yu Ceramics Ltd. Foshan China (also known as Bioma Ceramics), People's Republic of China and exported by M/s Shye International, Hong Kong during the period review was found to be *de minimis*,

and has recommended that no anti-dumping duty be imposed on imports of said Vitrified or porcelain Tiles falling under Chapter 69 of the said Custom Tariff Act, produced by M/s Foshan Nanhai Jing Yu Ceramics Ltd. Foshan China (also known as Bioma Ceramics), People's Republic of China and exported by M/s Shye International, Hong Kong.

Now, therefore, in exercise of the powers conferred by sub-section (1) and sub-section (5) of section 9A of the said Customs Tariff Act, read with rules 18, 20 and 22 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 final findings, hereby orders that notwithstanding anything contained in the notification No. 73/2003-Customs, dated the 1st May, 2003, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i) *vide* number G.S.R. 376(E), dated the 1st May, 2003, no anti-dumping duty shall be imposed during the period from the 9th March, 2007 up to and inclusive of the 1st May, 2008, on the imports into India of the subject goods falling under Chapter 69 of the First Schedule to the said Customs Tariff Act, produced by M/s Foshan Nanhai Jing Yu Ceramics Ltd. Foshan China (also known as Bioma Ceramics), People's Republic of China and exported by M/s Shye International, Hong Kong.

Anti-dumping duty on vitrified and porcelain tiles other than vitrified industrial tiles originating in or exported from PR China & UAE:

[Notifn. No.82/08-Cus., dt. 27.6.2008 as amended 94/08, 63/09,52/09, 53/12]

Whereas, the Designated Authority, *vide* its Notification No. 15/17/2006-DGAD, published in Part I, Section 1 of the Gazette of India, Extraordinary, dated the 30th April, 2007, had initiated a sunset review in the matter of continuation of anti-dumping duty on imports of vitrified and porcelain tiles, other than vitrified industrial tiles (hereinafter referred to as "the subject goods"), falling under headings 6907 or 6908 or 6914 of the First Schedule to the Customs Tariff Act, 1975 (51 of 1975), originating in, or exported from, the People's Republic of China (China PR) and United Arab Emirates (hereinafter referred to as subject countries) and imported into India, imposed *vide* notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 73/2003-Customs, dated the 1st May, 2003 published in Part II,

Section 3, Sub-section (i) of the Gazette of India, Extraordinary, *vide* G.S.R. No. 376(E), of the same date;

Provided that no anti-dumping duty shall be imposed on the imports into India of the subject goods produced by M/s Foshan Nanhai Jing Yu Ceramics Ltd. Foshan China (also known as Bioma Ceramics), People's Republic of China and exported by M/s Shye International, Hong Kong.

Provided that no anti-dumping duty shall be imposed on the imports into India of the subject goods from M/s Guangdong Monalisa Ceramic Co. Ltd., People's Republic of China (Producer) and M/s Foshan Monalisa Industry Co. Ltd., People's Republic of China (Exporter) through M/s Ava Corp., Hong Kong (Exporter).

Provided also that no anti-dumping duty shall be imposed on the imports into India of the subject goods produced by M/s Foshan Lihua Ceramics Co. Ltd., China PR and exported by M/s Foshan Henry Trading Company, China PR through M/s Anjaneya Trading PTE Ltd., Singapore.

Provided also that no anti-dumping duty shall be imposed on the imports into India of the subject goods produced by M/s. Jiangxi Zhengda Ceramics Co. Ltd.-China PR, and exported by M/s Foshan Z&D Ceramics Ltd.- China PR.

And whereas, the Central Government has extended the anti-dumping duty on the subject goods, originating in, or exported from, the subject countries *vide* notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 67/2007-Customs, dated the 11th May, 2007, published in Part II, Section 3, Sub-section (i) of the Gazette of India, Extraordinary, *vide* G.S.R. No.343(E) of the same date, up to and inclusive of the 1st May, 2008;

And whereas, in the matter of sunset review of anti-dumping duty on import of the subject goods, originating in, or exported from the subject countries, the Designated Authority *vide* its findings, No. 15/17/2006-DGAD, dated the 21st April, 2008, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 23rd April, 2008 subsequently amended *vide* Notification No. 15/17/2006-DGAD, dated the 21st May, 2008, published in the Gazette of India, Extraordinary, Part I, Section 1, has come to the conclusion that –

- (i) there is no dumping taking place from United Arab Emirates (UAE);
- (ii) the subject goods are likely to enter Indian market at dumped prices from China PR, should the present measures be withdrawn;
- (iii) In spite of the antidumping measures in place, there exists significant current injury to the domestic industry. There is also no evidence on record to suggest that dumping or the injury to the domestic industry would cease to exist or is not likely to recur in case the anti-dumping duties are discontinued;

and has recommended continued imposition of the anti-dumping duty on the subject goods originating in, or exported from, China PR in order to remove injury to the domestic industry;

Now, therefore, in exercise of the powers conferred by sub-sections (1) and (5) of section 9A of the Customs Tariff Act, 1975 (51 of 1975) read with rules 18 and 23 of the Customs Tariff (Identification, Assessment and Collection of Anti-dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995, and in supersession of the notification of the Government of India in the Ministry of Finance (Department of Revenue) No. 73/2003-Customs, dated the 1st May, 2003, *vide* number G.S.R. 376(E), dated the 1st May, 2003, except as respects things done or omitted to be done before such supersession, the

Central Government, after considering the aforesaid findings of the Designated Authority and the subsequent amendment thereto, hereby imposes on the subject goods, the description of which is specified in column (3) of the Table below, falling under headings of the First Schedule to the said Customs Tariff Act as specified in the corresponding entry in column (2), the specification of which is specified in column (4) of the said Table, originating in the countries as specified in the corresponding entry in column (5), and exported from the countries as specified in the corresponding entry in column (6), and produced by the producers as specified in the corresponding entry in column (7), and exported by the exporters as specified in the corresponding entry in column (8), and imported into India, an anti-dumping duty at a rate which is equal to the amount as specified in the corresponding entry in column (9) in the currency as specified in the corresponding entry in column (11) and per unit of measurement as specified in the corresponding entry in column (10) of the said Table.

Table

S. No.	Tariff headings	Description of goods	Specification	Country of Origin	Country of Export	Producer	Exporter	Duty Amount	Unit	Currency
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)
1.	6907 or 6908 or 6914	Vitrified/ Porcelain Tiles	Any	China PR	China PR	Foshan Chancheng Oulian Construction Ceramics Co. Ltd	Prestige General Trading FZE, UAE	NIL	Square Meter	Indian Rupees
2.	6907 or 6908 or 6914	Vitrified/ Porcelain Tiles	ANY	China PR	ANY	Foshan Chancheng Oulian Construction Ceramics Co. Ltd	Any Other than the exporter in Col. 8 of Sl. No. 1 Above	155	Square Meter	Indian Rupees
3.	6907 or 6908 or 6914	Vitrified/ Porcelain Tiles	ANY	China PR	China PR	Heyuan Wanfeng Ceramics Co. Ltd. Ceramics Co. Ltd	Foshan Lungo Ceramics (Exporter in China) through Enterprise Trading FZE (Exporter in UAE)	NIL	Square Meter	Indian Rupees
4.	6907 or 6908 or 6914	Vitrified/ Porcelain Tiles	ANY	China PR	ANY	Heyuan Wanfeng Ceramics Co. Ltd.	Any Other Than the exporter combination in Col. 8 of Sl. No.3 above	155	Square Meter	Indian Rupees
5.	6907 or 6908 Tiles	Vitrified/ Porcelain Tiles	ANY	China PR	China PR Southern	M/s Qingyuan Ceramics Building Materials	New Zhongyuan Import & Export	NIL Meter	Square Meter	Indian Rupees or 6914

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)
						and Sanitary Ware Co. Ltd also known as M/s. Southern Building Materials and Sanitary Co. Ltd. of Qinguyan City	Co. Ltd of Guangdong			
6.	6907 or 6908 or 6914	Vitrified/ Porcelain Tiles	ANY	China PR	ANY	M/s Qinguyan Southern Building . Materials and Sanitary Ware Co. Ltd also known as M/s. Southern Building Materials and Sanitary Co. Ltd. of Qinguyan City	Any Other the Exporter in Col.8 of Sl.No.3 above	155	Square Meter	Indian Rupees
7.	6907 or 6908 or 6914	Vitrified/ Porcelain Tiles	ANY	China PR	China PR	M/s Guangdong Newpearl Ceramic Group Co. limited comprising of M/S Foshan Shanshui Huiwanjia Ceramic Company Limited and M/S Foshan Summit Ceramic Company Limited	M/S Foshan Newpearl Trade Co. Ltd.	NIL	Square Meter	Indian Rupees
8.	6907 or 6908 or 6914	Vitrified/ Porcelain Tiles	ANY	China PR	ANY	M/s Guangdong Newpearl Ceramic	Any Other Than the	155	Square Meter	Indian Rupees

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)
						Group Co. limited comprising of M/S Foshan Shanshui Huiwanjia Ceramic Company Limited and M/S Foshan Summit Ceramic Company Limited	exporter in Col 8 of Sl. No. 7 above			
9.	6907 or 6908 or 6914	Vitrified / Porcelain Tiles	ANY	China PR	China PR	M/S Foshan Chan Cheng Jin Yi Ceramic Co. Ltd.	M/S Joyson Ceramic Material Company Ltd. (Exporter in China) through M/S Ableace (M) Sdn. Bhd. (exporter in Malaysia)	NIL	Square Meter	Indian Rupees
10.	6907 or 6908 or 6914	Vitrified / Porcelain Tiles	ANY	China PR	ANY	M/S Foshan Chan Cheng Jin Yi Ceramic Co. Ltd.	Any Other Than the exporter combination in Col 8 of Sl. No. 9 above	155	Square Meter	Indian Rupees
11.	6907 or 6908 or 6914	Vitrified / Porcelain Tiles	ANY	China PR	ANY	ANY Other	ANY	155	Square Meter	Indian Rupees

2. The anti-dumping duty imposed under this notification shall be effective for a period of five years from the date of publication of this notification in the Official Gazette.

Explanation.- for the purposes of this notification, Vitrified /Porcelain Tiles means unglazed tiles, in polished or unpolished finish, and glazed porcelain/ceramic tiles, both with less than 3% water absorption, other than vitrified industrial tiles.

Anti-dumping duty on Float Glass of thickness 2mm to 12mm originating in or exported from specified countries:**[Notifn. No.4/09-Cus., dt. 6.1.2009 as amended by 51/09]**

Whereas, the Designated Authority, vide its Notification No. 15/1/2007-DGAD, dated the 13 th December, 2007, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 13 th December, 2007 had initiated a sunset review in the matter of continuation of anti-dumping on imports of Float Glass of thickness 2 mm to 12 mm (both inclusive) of clear as well as tinted variety (other than green glass) but not including reflective glass processed glass meant for decorative, industrial or automotive purposes (hereinafter referred to as the subject goods), falling under heading 7005 of the First Schedule to the Customs Tariff Act, 1975 (51 of 1975), originating in, or exported from, the Peoples' Republic of China (in short 'China PR') and Indonesia (hereinafter referred to as the subject countries), and imported into India, imposed vide notification of the Government of India, Ministry of Finance (Department of Revenue), No. 165/2003-Customs, dated the 12 th November, 2003 published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i) vide G.S.R. No. 887(E) of the same date;

And whereas, the Central Government has extended the anti-dumping duty on the subject goods, originating in, or exported from, the subject countries vide notification of the Government of India, Ministry of Finance (Department of Revenue), No. 4/2008-Customs, dated the 4 th January, 2008, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i) vide G.S.R. No.12(E) of the same date, up to and inclusive of the 6th January, 2009;

And whereas, in the matter of sunset review of anti-dumping on import of the subject goods, originating in, or exported from the subject countries, the Designated Authority vide its final findings No. 15/1/2007-DGAD, dated the 2 nd December, 2008, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 2 nd December, 2008 has come to the conclusion that –

- (i) The subject goods are entering the Indian market at dumped prices and dumping margins of the subject goods imported from China PR are substantial and above de-minimis;
- (ii) The subject goods are likely to enter the Indian market at dumped prices and the likely dumping margins in respect of imports from China PR and Indonesia is substantial and above de-minimis;
- (iii) The subject goods are likely to enter Indian market at dumped prices, should the present measures be withdrawn;
- (iv) Even though the domestic industry has improved its performance during the POI, the withdrawal of the existing anti-dumping measure on subject goods from subject countries is going to cause a substantial injury to the domestic industry. Further, should the present anti dumping duties be revoked, injury to the domestic industry is likely to intensify;

and has recommended continued imposition of the anti-dumping duty on the subject goods originating in, or exported from, the subject countries in order to remove injury to the domestic industry;

Now, therefore, in exercise of the powers conferred by sub-sections (1) and (5) of section 9A of the Customs Tariff Act, 1975 (51 of 1975) read with rules 18 and 23 of the Customs Tariff (Identification, Assessment and Collection of Anti-dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995, and in supersession of the notification of the Government of India in the Ministry of Finance

(Department of Revenue) No.165/2003-Customs, dated the 12th November, 2003, except as respects things done or omitted to be done before such supersession, the Central Government, after considering the aforesaid findings of the Designated Authority, hereby imposes an anti-dumping duty on the imports into India of subject goods falling under Heading 7005 of the First Schedule to the Customs Tariff Act, 1975 (51 of 1975) at an amount, which is equal to,-

- (a) US\$ 133 per metric tonne in case of imports of subject goods originating in, or exported from, China PR; and
- (b) US\$ 81.21 per metric tonne in case of imports of subject goods from Indonesia, except that in respect of imports from PT Mulia Glass, Indonesia (exporter), the anti-dumping duty shall be levied at an amount which is equal to US\$ 71.16 per metric tonne.

2. The anti-dumping duty imposed under this notification shall be effective for a period of five years (unless revoked, superseded or amended earlier) from the date of publication of this notification in the Official Gazette and shall be paid in Indian currency.

Explanation. - For the purpose of this notification, rate of exchange applicable for the purposes of calculation of the anti-dumping duty under this notification shall be the exchange rate 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 powers conferred under sub-clause (i) of clause (a) of Explanation to section 14 of the Customs Act, 1962 (52 of 1962) and the relevant date for 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.

**ANTI-DUMPING DUTY ON VITRIFIED PORCELAIN TILES ORIGINATING OR EXPORTED FROM SPECIFIED COUNTRIES:
[Notifn. No. 35/2012-Cus., dt. 10.7.2012 Rescinded by 25/16 dt. 7.6.2016]**

**ANTI-DUMPING DUTY ON VITRIFIED PORCELAIN TILES ORIGINATING OR EXPORTED FROM SPECIFIED COUNTRIES:
[Notifn. No. 53/2012-Customs, dt. 14.12.2012.]**

Whereas, in the matter of import of Vitrified Porcelain Tiles (hereinafter referred to as the subject goods), falling under Chapter 69 of the First Schedule to the Customs Tariff Act, 1975 (51 of 1975) (hereinafter referred to as the Customs Tariff Act) and originating in, or exported from the People's Republic of China (China PR) and United Arab Emirates (UAE) (hereinafter referred to as the subject countries), the designated authority, vide its final findings in notification No.37/1/2001-DGAD, dated the 5th February, 2003 in the original anti-dumping case published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 5th February, 2003 had come to the conclusion that-

- (i) Vitrified Porcelain Tiles have been exported to India from UAE and China PR below its normal value resulting in dumping;
- (ii) the Indian industry has suffered material injury;
- (iii) the injury has been caused cumulatively by the imports from the subject countries,

and had recommended to impose anti-dumping duty on all imports of Vitrified Porcelain Tiles from subject countries in order to remove the injury to the domestic industry;

And whereas, on the basis of the aforesaid findings of the designated authority, the Central Government had imposed an anti-dumping duty on subject goods falling under Chapter 69 of the First Schedule to the Customs Tariff Act, originating in, or exported from the subject countries and imported into India, vide notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 73/2003-Customs, dated the 1st May, 2003, published in Part II, Section 3, Sub-section (i) of the Gazette of India, Extraordinary, *vide* number G.S.R. 376(E), dated the 1st May, 2003;

And whereas, in the matter of sunset review of anti-dumping duty on import of the subject goods, originating in, or exported from the subject countries, the designated authority *vide* its findings, No. 15/17/2006-DGAD, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 23rd April, 2008, subsequently amended *vide* notification No. 15/17/2006-DGAD, dated the 21st May, 2008, published in the Gazette of India, Extraordinary, Part I, Section 1, had come to the conclusion that -

- (i) there is no dumping taking place from UAE;
- (ii) the subject goods are likely to enter Indian market at dumped prices from China PR, should the present measures be withdrawn;
- (iii) in spite of the anti-dumping measures in place, there exists significant current injury to the domestic industry. There is also no evidence on record to suggest that dumping or the injury to the domestic industry would cease to exist or is not likely to recur in case the anti-dumping duties are discontinued,

and had recommended continued imposition of the anti-dumping duty on the subject goods originating in, or exported from, China PR in order to remove injury to the domestic industry;

And whereas, on the basis of the aforesaid findings of the designated authority, the Central Government had imposed an anti-dumping duty on subject goods falling under heading 6907 or 6908 or 6914 of the First Schedule to the Customs Tariff Act, originating in, or exported from China PR and imported into India *vide* notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 82/2008-Customs, dated the 27th June, 2008, published in Part II, Section 3, Sub-section (i) of the Gazette of India, Extraordinary, *vide* number G.S.R. 485(E), dated the 27th June, 2008;

And whereas, on the basis of a request made by M/s. Jiangxi Zhengda Ceramics Co. Ltd.- China PR (producer) and exported through M/s Foshan Z&D Ceramics Ltd.- China PR (exporter) for review in terms of rule 22 of the Customs Tariff (Identification, Assessment and Collection of Anti-dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995 in respect of exports of the subject goods made by them, the designated authority, *vide* new shipper review notification No. 15/29/2010-DGAD, dated the 21st February, 2011, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 21st February, 2011, had recommended provisional assessment of all exports of the subject goods made by M/s. Jiangxi Zhengda Ceramics Co. Ltd.- China PR (producer) and exported through M/s Foshan Z&D Ceramics Ltd.- China PR (exporter), till the completion of the review by the designated authority;

And whereas, on the basis of the aforesaid recommendation of the designated authority, the Central Government had ordered, *vide* notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 41/2011-Customs, dated the 23rd May, 2011, published in Part II, Section 3, Sub-Section (i) of the Gazette of India, Extraordinary, dated the 23rd May, 2011, *vide* number G.S.R.395 (E), dated the 23rd May, 2011 that, pending the outcome of the said review by the designated authority, the subject goods, produced by M/s. Jiangxi Zhengda Ceramics Co. Ltd.- China PR (producer) and exported through M/s Foshan Z&D Ceramics Ltd.- China PR (exporter), when imported into India, shall be subjected to provi-

sional assessment till the review is completed;

And whereas, the designated authority, vide its final findings No.15/29/2010-DGAD, dated the 28th September, 2012, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 28th September, 2012, has come to the conclusions that-

- (i) the producer M/s. Jiangxi Zhengda Ceramics Co. Ltd.- China PR (producer) and exporter M/s Foshan Z&D Ceramics Ltd.-China PR have established themselves as new shipper of the subject goods to India and therefore, are eligible for individual dumping margin;
- (ii) dumping margin of vitrified porcelain tiles manufactured by M/s. Jiangxi Zhengda Ceramics Co. Ltd.-China PR (producer) and supplied to M/s Foshan Z&D Ceramics Ltd.-China PR (Exporter) and subsequently exported to India by routing the same through during the period of review was found to be negative,

and has recommended that no anti-dumping duty be imposed or levied on imports of vitrified porcelain tiles falling under chapter 69 of the First Schedule to the Customs Tariff Act 1975 produced by M/s. Jiangxi Zhengda Ceramics Co. Ltd.-China PR (producer), and supplied to M/s Foshan Z&D Ceramics Ltd.-China PR. (Exporter) and subsequently exported to India by it.

Now, therefore, in exercise of the powers conferred by sub-sections (1) and (5) of section 9A of the Customs Tariff Act, read with rules 18, 20 and 22 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 final findings, hereby makes the following further amendments in the notification of the Government of India in the Ministry of Finance (Department of Revenue), No.82/2008-Customs, dated the 27th June, 2008 published in Part II, Section 3, Sub-section (i) of the Gazette of India, Extraordinary, *vide* number G.S.R. 485(E), dated the 27th June, 2008, namely :-

In the said notification, after the third proviso, the following proviso shall be inserted, namely: -

“Provided also that no anti-dumping duty shall be imposed on the imports into India of the subject goods produced by M/s. Jiangxi Zhengda Ceramics Co. Ltd.-China PR, and exported by M/s Foshan Z&D Ceramics Ltd.- China PR.”

2. This notification shall be effective from the date of issue of the notification ordering provisional assessment, that is, the 23rd May, 2011.

ANTI-DUMPING DUTY ON VITRIFIED PORCELAIN TILES ORIGINATING OR EXPORTED FROM SPECIFIED COUNTRIES:

[Notifn. No. 25/2013-Cus., dt. 22.10.2013.]

Whereas, in the matter of import of vitrified and porcelain tiles, (hereinafter referred to as the subject goods), falling under Chapter 69 of the First Schedule to the Customs Tariff Act, 1975 (51 of 1975) (hereinafter referred to as the Customs Tariff Act) and originating in, or exported from the People's Republic of China (China PR) or United Arab Emirates (UAE) (hereinafter referred to as the subject countries), the designated authority, vide its final findings in notification No.37/1/2001-DGAD dated the 4th February, 2003 in the original anti-dumping case published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 4th February, 2003 had recommended imposition of anti-dumping duty on all imports of vitrified and porcelain tiles from subject countries in order to remove the injury to the domestic industry;

And whereas, on the basis of the aforesaid findings of the designated authority, the Central Government had imposed an anti-dumping duty on subject goods falling under Chapter 69 of the First Schedule to the Customs Tariff Act, originating in or exported from the subject countries and imported into India vide notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 73/2003-Customs, dated the 1st May, 2003, published in Part II, Section 3, Sub-section (i) of the Gazette of India, Extraordinary, G.S.R. 376(E) dated the 1st May, 2003;

And whereas, in the matter of sunset review of anti-dumping duty on import of the subject goods, originating in, or exported from the subject countries, the designated authority vide its findings, No. 15/17/2006-DGAD, dated the 21st April, 2008, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 23rd April, 2008 subsequently amended vide Notification No. 15/17/2006-DGAD, dated the 21st May, 2008, published in the Gazette of India, Extraordinary, Part I, Section 1, had recommended continued imposition of the anti-dumping duty on the subject goods originating in, or exported from China PR in order to remove injury to the domestic industry;

And whereas, on the basis of the aforesaid findings of the designated authority, the Central Government had imposed an anti-dumping duty on subject goods falling under heading 6907 or 6908 or 6914 of the First Schedule to the Customs Tariff Act, originating in or exported from China PR and imported into India vide notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 82/2008-Customs, dated the 27th June, 2008 published in Part II, Section 3, Sub-section (i) of the Gazette of India, Extraordinary, G.S.R. 485(E) dated the 27th June, 2008;

And whereas, M/s Foshan Qiangbiao Ceramics Co. Ltd, China PR (producer) through M/s Sheenway Corporation Ltd., Hong Kong (exporter) had requested for review in terms of rule 22 of the Customs Tariff (Identification, Assessment and Collection of Anti-dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995 (hereinafter referred to as the said rules) in respect of exports of the subject goods made by them, and the designated authority, vide new shipper review notification No. 15/20/2011-DGAD dated the 19th April, 2012, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 19th April, 2012, had recommended provisional assessment of all exports of the subject goods made by the above stated party when imported into India, till the completion of the said review;

And whereas, in exercise of the powers conferred by sub-rule (2) of rule 22 of the said rules, the Central Government, after considering the aforesaid recommendation of the designated authority, vide, notification of the Government of India in the Ministry of Finance (Department of Revenue), notification No. 35/2012-Customs (ADD), dated the 10th July, 2012, published in Part II, Section 3, Sub-section (i) of the Gazette of India, Extraordinary, vide number G.S.R. 551 (E), dated the 10th July, 2012 had ordered that pending the outcome of the said review by the designated authority, the subject goods, when exported by M/s Foshan Qiangbiao Ceramics Co. Ltd, China PR (producer) through M/s Sheenway Corporation Ltd., Hong Kong (exporter) and imported into India, shall be subjected to provisional assessment till the review is completed;

And whereas, the designated authority in the matter of new shipper review initiated vide notification No. 15/20/2011-DGAD dated the 19th April, 2012, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 19th April, 2012, vide its final findings in notification No. 15/20/2011-DGAD dated the 24th July, 2013, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 24th July, 2013 has concluded that no individual dumping margin is justified in respect of exports of the subject goods made to India by M/s Foshan Qiangbiao Ceramic Co. Ltd, Foshan, China PR (Producer) through M/s Sheenway

Corporation Ltd., Hong Kong and has accordingly recommended that M/s Foshan Qiangbiao Co. Ltd, China PR (Producer) and M/s Sheenway Corporation Ltd., Hong Kong (Exporter) shall be liable for payment of the residual rate of duty in Indian rupees at the rate of '155 per square meter as applicable vide notification No 82/2008-Customs dated the 27th June, 2008 in respect of exports of vitrified and porcelain tiles falling under Chapter 69 of the Customs Tariff Act, 1975 originated in or exported from China PR;

Now, therefore, in exercise of the powers conferred by sub-section (1) of section 9A of the Customs Tariff Act, read with rules 18, 20, 22 and 23 of the said rules, the Central Government, hereby orders that all imports of the subject goods by M/s Foshan Qiangbiao Ceramics Co. Ltd, China PR (producer) through M/s Sheenway Corporation Ltd., Hong Kong (exporter) which have been subjected to provisional assessment pursuant to the notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 35/2012-Customs (ADD), dated the 10th July, 2012, published in Part II, Section 3, Sub-section (i) of the Gazette of India, Extraordinary, vide number G.S.R. 551 (E), dated the 10th July, 2012 shall be subjected to final assessment on the payment of anti-dumping duty of '155 per square meter.

**ANTI-DUMPING DUTY ON CERAMIC GLAZED TILES OTHER THAN VITRIFIED TILES ORIGINATING OR EXPORTED FROM SPECIFIED COUNTRIES:
[Notifn. No. 35/2015-Cus., dt. 31.7.2015.]**

Whereas, in the matter of import of ceramic glazed tiles other than vitrified tiles where at least one of the sides (length or width) exceeds 17 inches or 431.80 millimeters (mm) or 43.18 centimeters (cm) or 1.4167 feet (hereinafter referred to as the subject goods), falling under tariff item 6908 90 90 of the First Schedule to the Customs Tariff Act, 1975 (51 of 1975), originating in or exported from China PR (hereinafter referred to as the subject country), the designated authority, vide its final findings in notification No. 14/16/2008-DGAD, dated the 9th October, 2009 published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 12th October, 2009 had recommended imposition of anti-dumping duty on all imports of subject goods from the subject country in order to remove the injury to the domestic industry;

And whereas, on the basis of the aforesaid findings of the designated authority, the Central Government had imposed an anti-dumping duty on the subject goods, vide, notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 127/2009-Customs, dated the 2nd December, 2009, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-Section (i), dated the 2nd December, 2009, vide number G.S.R. 853 (E), dated the 2nd December, 2009;

And whereas, M/s Gaoyao Marshal Ceramics Co. Ltd., China PR (producer) through M/s Foshan Dihai Trading Development Co. Ltd., China PR (exporter) had requested for review in terms of rule 22 of the Customs Tariff (Identification, Assessment and Collection of Anti-dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995, in respect of exports of the subject goods made by them, and the designated authority, vide new shipper review notification No. 15/38/2010-DGAD, dated 19th October, 2011, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 19th October, 2011, had recommended provisional assessment of all exports of the subject goods made by the above stated party when imported into India, till the completion of the review by it;

And whereas, in exercise of the powers conferred by sub-rule (2) of rule 22 of the said rules, the Central Government, after considering the aforesaid recommendation of the designated authority, vide, notification of the Government of India in the Ministry of Finance (Department of Revenue), notification No. 109/2011-Customs, dated the 15th December, 2011, published in the Gazette of India, Extraordinary, Part II, Section 3,

Sub-section (i), vide number G.S.R. 884 (E), dated the 15th December, 2011 had ordered that pending the outcome of the said review by the designated authority, the subject goods, when exported by M/s Gaoyao Marshal Ceramics Co. Ltd., China PR (producer) through M/s Foshan Dihai Trading Development Co. Ltd., China PR (exporter) and imported into India, shall be subjected to provisional assessment till the review is completed;

And whereas, the designated authority in the matter of new shipper review initiated vide notification No. 15/38/2010-DGAD, dated 19th October, 2011, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 19th October, 2011, vide its final findings in notification No. No. 15/38/2010-DGAD dated the 2nd June, 2015, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 2nd June, 2015 has concluded that no individual dumping margin is justified in respect of exports of the subject goods made to India by M/s Gaoyao Marshal Ceramics Co. Ltd., China PR (producer) through M/s Foshan Dihai Trading Development Co. Ltd., China PR (exporter) and has accordingly recommended that, the exports of the subject goods made by M/s Gaoyao Marshal Ceramics Co. Ltd., China PR (Producer) and M/s Foshan Dihai Trading Development Co. Ltd., China PR (Exporter), during the period from the date of initiation of the present new shipper review investigation recommending provisional assessment, may be subjected to levy of anti-dumping duty as imposed earlier on the imports of the subject goods, originating in or exported from China PR, vide Notification No. 127/2009-Customs, dated 2nd December, 2009.

Now, therefore, in exercise of the powers conferred by sub-section (1) of section 9A of the Customs Tariff Act, read with rules 18, 20, 22 and 23 of the said rules, the Central Government, hereby orders that all imports of the subject goods by M/s Gaoyao Marshal Ceramics Co. Ltd., China PR (producer) through M/s Foshan Dihai Trading Development Co. Ltd., China PR (exporter) which have been subjected to provisional assessment pursuant to the notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 109/2011-Customs, dated the 15th December, 2011, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i), vide number G.S.R. 884 (E), dated the 15th December, 2011 shall be subjected to final assessment on the payment of antidumping duty as imposed vide Notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 127/2009-Customs, dated the 2nd December, 2009, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-Section (i), dated the 2nd December, 2009, vide number G.S.R. 853 (E), dated the 2nd December, 2009.

ANTI-DUMPING DUTY ON GLAZED/UNGLAZED PORCELAIN/VITRIFIED TILES IN POLISHED OR UNPOLISHED FINISH WITH LESS THAN 3% WATER ABSORPTION ORIGINATING OR EXPORTED FROM SPECIFIED COUNTRIES:

[Notifn. No.12/16-Cus., dt. 29.3.2016]

Whereas, in the matter of 'Glazed/Unglazed Porcelain/Vitrified tiles in polished or unpolished finish with less than 3% water absorption' (hereinafter referred to as the subject goods) falling under heading 6907, 6908 or 6914 of the First Schedule to the Customs Tariff Act, 1975 (51 of 1975), originating in or exported from the China PR, (hereinafter referred to as the subject country), and imported into India, the designated authority in its preliminary findings published in the Gazette of India, Extraordinary, Part I, Section 1, vide notification No. 14/14/2014-DGAD dated the 11th March, 2016, has come to the conclusion that -

- (a) the subject goods have been exported to India from the subject country below normal value;
- (b) the domestic industry has suffered injury on account of import of the subject goods from the subject country;
- (c) the injury has been caused by the dumped imports of the subject goods from the subject country.

and has recommended imposition of provisional anti-dumping duty on the subject goods, originating in or exported from the subject country and imported into India, in order to remove injury to the domestic industry;

Now, therefore, in exercise of the powers conferred by sub-section (2) of section 9A of the Customs Tariff Act, 1975 (51 of 1975), read with rules 13 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, after considering the aforesaid preliminary findings of the designated authority, hereby imposes on the subject goods, the description of which is specified in column (3) of the Table below, falling under heading of the First Schedule to the said Customs Tariff Act as specified in the corresponding entry in column (2), originating in the country as specified in the corresponding entry in column (4), produced by the producer as specified in the corresponding entry in column (6), when exported from the country as specified in the corresponding entry in column (5), by the exporter as specified in the corresponding entry in column (7), imported into India, an anti-dumping duty at the rate equal to the amount as indicated in the corresponding entry in column (8), in the currency as specified in the corresponding entry in column (10) and as per unit of measurement as specified in the corresponding entry in column (9) of the said Table, namely:-

Table

Sl. No.	Heading (2)	Description of goods (3)	Country of origin (4)	Country of export (5)	Producer (6)	Exporter (7)	Duty Amount (8)	Unit (9)	Currency (10)
1.	6907, 6908, 6914	Glazed/ Unglazed Porcelain/ Vitrified tiles in polished or unpolished finish with less than 3% water absorption	China PR	China PR	Any	Any	1.37	Square Meter	US Dollar
2.	6907, 6908, 6914	Glazed/ Unglazed Porcelain/ Vitrified tiles in polished or unpolished finish with less than 3% water absorption	China PR	Any country other than those subject to anti- dumping duty	Any	Any	1.37	Square Meter	US Dollar
3.	6907, 6908, 6914	Glazed/ Unglazed Porcelain/ Vitrified tiles in polished or unpolished finish with less than 3% water absorption	Any country other than those subject to anti- dumping duty	China PR	Any	Any	1.37	Square Meter	US Dollar

2. The anti-dumping duty imposed under this notification shall be levied for a period not exceeding six months (unless revoked, amended or superseded earlier) from the date of publication of this notification in the Gazette of India and shall be paid 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, under section 14 of the Customs Act, 1962 (52 of 1962) and the relevant date for determination of the rate of exchange shall be the date of presentation of the bill of entry under section 46 of the said Act.

ANTI-DUMPING DUTY ON VITRIFIED/PORCELAIN TILES ORIGINATING OR EXPORTED FROM SPECIFIED COUNTRIES:

[Notifn. No. 24/16-Cus., dt. 7.6.2016]

Whereas, in the matter of import of Vitrified/Porcelain tiles (hereinafter referred to as the subject goods), falling under heading 6907, 6908 or 6914 of the First Schedule to the Customs Tariff Act, 1975 (51 of 1975), originating in or exported from China PR (hereinafter referred to as the subject country), the designated authority vide its final findings in notification No. 15/17/2006-DGAD, dated the 21st April, 2008, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 23rd April, 2008, subsequently amended vide notification No. 15/17/2006-DGAD, dated the 21st May, 2008, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 21st May, 2008, had recommended imposition of anti-dumping duty on all imports of subject goods from the subject country in order to remove the injury to the domestic industry;

And whereas, on the basis of the aforesaid findings of the designated authority, the Central Government had imposed an anti-dumping duty on the subject goods vide notification of the Government of India, in the Ministry of Finance (Department of Revenue), No. 82/2008-Customs, dated the 27th June, 2008, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-Section (i) vide number G.S.R. 485 (E), dated the 27th June, 2008;

And whereas, M/s. Foshan Sanshui Romantic Ceramics Co Limited, China PR (Producer-1); Heyuan Romantic Ceramics Company Limited, China PR (Producer-2); Foshan Beyond Import and Export Company Limited, China PR (Shipper) and Thai Impex Malaysia SDN BHD, Malaysia (Exporter) [hereinafter referred to as the NSR applicants] had requested for review in terms of rule 22 of the Customs Tariff (Identification, Assessment and Collection of Anti-dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995 (hereinafter referred to as the said rules), in respect of exports of the subject goods made by them, and the designated authority vide new shipper review notification No. 15/25/2011-DGAD, dated 18th May, 2012, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 18th May, 2012, had recommended provisional assessment of all exports of the subject goods by M/s. Foshan Sanshui Romantic Ceramics Co Limited, China PR (Producer-1); Heyuan Romantic Ceramics Company Limited, China PR (Producer-2); Foshan Beyond Import and Export Company Limited, China PR (Shipper) and Thai Impex Malaysia SDN BHD, Malaysia (Exporter) when imported into India, till the completion of the review by it;

And whereas, in exercise of the powers conferred by sub-rule (2) of rule 22 of the said rules, the Central Government, after considering the aforesaid recommendation of the designated authority vide notification of the Government of India in the Ministry of Finance (Department of Revenue), notification No. 35/2012-Customs (ADD), dated the 10th July, 2012, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i) vide number G.S.R. 551 (E), dated the 10th July, 2012 had ordered that pending the outcome of the said review by the designated authority, the subject goods, when exported by M/s. Foshan

Sanshui Romantic Ceramics Co Limited, China PR (Producer- 1); Heyuan Romantic Ceramics Company Limited, China PR (Producer-2); Foshan Beyond Import and Export Company Limited, China PR (Shipper) and Thai Impex Malaysia SDN BHD, Malaysia (Exporter) and imported into India, shall be subjected to provisional assessment till the review is completed;

And whereas, the designated authority in the matter of new shipper review initiated vide notification No. 15/25/2011-DGAD, dated 18th May, 2012, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 18th May, 2012 vide its final findings in notification No. 15/25/2011-DGAD, dated 28th March, 2016, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 28th March, 2016 has concluded that no individual dumping margin is justified in respect of exports of the subject goods to India by M/s. Foshan Sanshui Romantic Ceramics Co Limited, China PR (Producer-1); Heyuan Romantic Ceramics Company Limited, China PR (Producer-2); Foshan Beyond Import and Export Company Limited, China PR (Shipper) and Thai Impex Malaysia SDN BHD, Malaysia (Exporter) and has accordingly recommended that the exports of the subject goods by M/s. Foshan Sanshui Romantic Ceramics Co Limited, China PR (Producer-1); Heyuan Romantic Ceramics Company Limited, China PR (Producer-2); Foshan Beyond Import and Export Company Limited, China PR (Shipper) and Thai Impex Malaysia SDN BHD, Malaysia (Exporter), during the period from the date of initiation of the present new shipper review investigation recommending provisional assessment, may be subjected to levy of anti-dumping duty as imposed earlier on the imports of the subject goods, originating in or exported from China PR vide Notification No. 82/2008-Customs, dated the 27th June, 2008;

Now, therefore, in exercise of the powers conferred by sub-section (1) of section 9A of the Customs Tariff Act, 1975 read with rules 18, 20, 22 and 23 of the said rules, the Central Government, hereby orders that all imports of the subject goods produced by M/s Foshan Sanshui Romantic Ceramics Co Limited, China PR (Producer-1), and Heyuan Romantic Ceramics Company Limited, China PR (Producer-2) and exported by Foshan Beyond Import and Export Company Limited, China PR (Shipper) and Thai Impex Malaysia SDN BHD, Malaysia (Exporter) to India, which have been subjected to provisional assessment pursuant to the notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 35/2012-Customs (ADD), dated the 10th July, 2012, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub- section (i) vide number G.S.R. 551 (E), dated the 10th July, 2012 shall be subjected to final assessment on the payment of anti-dumping duty as imposed vide notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 82/2008- Customs, dated the 27th June, 2008, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-Section (i) vide number G.S.R. 485 (E), dated the 27th June, 2008.