

Notice of extension of the anti-dumping proceeding concerning imports of stainless steel fasteners and parts originating in Thailand

(97/C 25/06)

1. Background

On 7 December 1996 the Commission announced⁽¹⁾ that it had commenced an anti-dumping investigation in respect of imports of stainless steel fasteners and parts⁽²⁾ originating in the People's Republic of China, India, Malaysia, Republic of Korea and Taiwan, in accordance with the provisions of Article 5 of Council Regulation (EC) No 384/96⁽³⁾.

2. Request for extension

The Commission has now received an additional complaint from the same complainant who introduced the complaint concerning the above-mentioned product requesting that the current proceeding be extended to include imports of stainless steel fasteners and parts originating in Thailand.

3. Allegation of dumping

The allegation is based on a comparison of normal value established on the basis of domestic prices in Thailand with the export prices of the product concerned to the Community. The estimated dumping margin resulting from this comparison is substantial.

4. Allegation of injury

The complainant alleges and has provided sufficient evidence that the imports from Thailand have increased significantly in absolute terms and terms of market share.

It is further alleged that the prices at which these imports are sold in the Community have significantly undercut the prices charged by the Community producers. Therefore, it is considered that the dumped imports from Thailand have caused material injury or, at least, contributed to the alleged material injury suffered by the Community industry through the combined effects of dumped imports from the People's Republic of China, India, Malaysia, Republic of Korea and Taiwan.

5. Procedure

Having decided, after consultation within the Advisory Committee, that there is sufficient evidence to justify the

extension of the proceeding concerning imports originating in the People's Republic of China, India, Malaysia, Republic of Korea and Taiwan to the imports originating in Thailand, the Commission has commenced an additional investigation in accordance with Article 5 of Regulation (EC) No 384/96.

(a) Questionnaires

In order to obtain the information it deems necessary for its investigation, the Commission will send questionnaires to the complainants, exporters, importers and other interested parties known to the Commission. At the same time a copy of the questionnaire will be sent to any known representative association of exporters or importers.

Exporters and importers and other interested parties are invited to contact the Commission forthwith in order to find out whether or not they are known to the Commission. The authorities of the exporting country will be notified of the exporters named in the complaint. The exporters and importers which 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 below. Any request for questionnaires must be made in writing to the address mentioned below and should indicate the name, address, telephone, fax and/or telex numbers of the interested party.

(b) Collection of information and holding of hearings

All interested parties, provided that they 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 Commission may hear the parties mentioned under (a) and other interested parties, provided that they make a request in writing and show that there are particular reasons why they should be heard.

6. Community interest

In accordance with Article 21 of Regulation (EC) No 384/96, and in order that an informed decision may be reached as to whether, in the event that the allegations of dumping and injury are substantiated, the adoption of anti-dumping measures would be in the Community interest, the complainants, importers and their representative associations, representative users and represen-

⁽¹⁾ OJ No C 369, 7. 12. 1996, p. 3.

⁽²⁾ It is alleged that the goods or products under consideration fall within CN codes 7318 12 10, 7318 14 10, 7318 15 30, 7318 15 51, 7318 15 61, 7318 15 70 and 7318 16 30.

⁽³⁾ OJ No L 56, 6. 3. 1996, p. 1.

tative consumer organisations may, within the time limit specified in this notice, make themselves known and provide the Commission with information. It should be noted that any information submitted under this Article will only be taken into account if supported by factual evidence at the time of submission.

7. 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 40 days from the date of the publication of this notice. Interested parties may also apply to be heard by the Commission with the same time limit. 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 Commission without delay at the following address:

European Commission,
Directorate-General I,
External Relations: Commercial Policy and Relations
with north America, the Far East, Australia and New
Zealand,
Directorates C and E,
(Cort 100 4/30),
Rue de la Loi/Wetstraat 200,
B-1049 Brussels.
Fax (32 2) 295 65 05
Telex COMEU B 21877

8. Non-cooperation

In cases in which any interested party refuses access to, or otherwise does not provide, necessary information within the time limits, or significantly impedes the investigation, provisional or final findings, affirmative or negative, may be made in accordance with Article 18 of Regulation (EC) No 384/96, on the basis of the facts available.
