

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 17 March 2004

repealing Decision 2002/611/EC accepting an undertaking offered in connection with the anti-dumping and anti-subsidy proceedings concerning imports of sulphanilic acid originating in India

(2004/255/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 384/96 of 22 December 1995 on protection against dumped imports from countries not members of the European Community ⁽¹⁾, and in particular Articles 8 and 9 thereof,

Having regard to Council Regulation (EC) No 2026/97 of 6 October 1997 on protection against subsidised imports from countries not members of the European Community ⁽²⁾, and in particular Articles 13 and 15 thereof,

After consulting the Advisory Committee,

Whereas:

A. PREVIOUS PROCEDURE

- (1) In July 2002, the Council, by Regulation (EC) No 1338/2002 ⁽³⁾, imposed definitive countervailing duties on imports of sulphanilic acid originating in India. On the same day, the Council, by Regulation (EC) No 1339/2002 ⁽⁴⁾ imposed definitive anti-dumping duties on imports of sulphanilic acid originating in the People's Republic of China and India.

- (2) Within the framework of these proceedings, the Commission, by Decision 2002/611/EC ⁽⁵⁾, accepted a price undertaking offered by the Indian company Kokan Synthetics & Chemicals Pvt Ltd (the 'Company').

B. VOLUNTARY WITHDRAWAL OF AN UNDERTAKING

- (3) The Company advised the Commission in December 2003 that it wished to withdraw its undertaking.

C. REPEAL OF DECISION 2002/611/EC

- (4) In view of the above, Decision 2002/611/EC should be repealed.
- (5) In parallel to this Decision, the Council, by Regulation (EC) No 492/2004 ⁽⁶⁾ has withdrawn the exemption from the anti-dumping and countervailing duties granted to the exports manufactured by the Company and has imposed a definitive anti-dumping and countervailing duty on them,

HAS DECIDED:

Article 1

Decision 2002/611/EC is hereby repealed.

⁽¹⁾ OJ L 56, 6.3.1996, p. 1. Regulation as last amended by Regulation (EC) No 1972/2002 (OJ L 305, 7.11.2002, p. 1).

⁽²⁾ OJ L 288, 21.10.1997, p. 1. Regulation as last amended by Regulation (EC) No 1973/2002 (OJ L 305, 7.11.2002, p. 4).

⁽³⁾ OJ L 196, 25.7.2002, p. 1.

⁽⁴⁾ OJ L 196, 25.7.2002, p. 11. Regulation as last amended by Regulation (EC) No 236/2004 (OJ L 40, 12.2.2004, p. 17).

⁽⁵⁾ OJ L 196, 25.7.2002, p. 36.

⁽⁶⁾ See page 6 of this Official Journal.

Article 2

This Decision shall take effect on the day following that of its publication in the *Official Journal of the European Union*.

Done at Brussels, 17 March 2004.

For the Commission
Pascal LAMY
Member of the Commission
