

## **Non-Official Translation**

**Arab Republic of Egypt  
Ministry of Trade and Industry  
Trade Agreements Sector  
International Trade Policies Department  
Anti-Dumping, Subsidy and Safeguard Department  
Notice No. 6 of 2008**

**Extending the Validity of Ministerial Decree No. 87 of 2003 and its amendments  
Concerning the Definitive Anti-Dumping Duties Imposed on  
Imports of Porcelain and Ceramic Tableware**

**Originating in or Exported from The People's Republic of China**

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**Pursuant** to the provisions of Law No. 161/1998, concerning the Protection of the National Economy from the Injurious Effects of Unfair Practices in International Trade and its Executive Regulation (hereinafter referred to as the 'Regulation'),

**And pursuant** to the provisions of Article 10 of the Regulation, the Minister of Trade and Industry issued Ministerial Decree No. 705 on 18/08/2008 published in the *Official Gazette* Issue No. (192) supplementary on 19/08/2008 extending the validity of Ministerial Decree No. 87 of 2003 for a further period of five years, ending on 24/02/2013.

### **First: Anti-Dumping Duties in Force**

Definitive anti-dumping duties were imposed on imports of porcelain and ceramic tableware originating in or exported from the People's Republic of China (hereinafter referred to as 'China') by virtue of Ministerial Decree No. 87 of 2003 and its amendments. The level of the anti-dumping duties is 268% of the CIF value of imports for custom purposes.

### **Second: Procedures**

- On 19/8/2007, The International Trade Policies Department (hereinafter referred to as the 'IA'), received a request from the domestic industry to initiate an expiry review of the definitive anti-dumping duties imposed on imports of porcelain and ceramic tableware originating in or exported from China, in accordance with the provisions of Article 56 of the Regulation and Article 11.3 of the Agreement. The request claimed that the expiry of the duties would lead to the continuation or the recurrence of the dumping and the injury suffered by the domestic industry.
- On 27/9/2007, the IA submitted a report to the Advisory Committee, which approved the IA's conclusions and, in turn, reported to the Minister of Trade and Industry with its recommendations to initiate an expiry review investigation and publish an initiation notice in the *Official Gazette*.
- On 6/10/2007, the Minister of Trade and Industry approved the initiation of an expiry review investigation concerning the anti-dumping duties imposed on dumped imports of porcelain and ceramic tableware originating in or exported from China.

- On 6/10/2007, Ministerial Decree No. 777 was issued to extend the validity of Ministerial Decree No. 87 of 2003 for a further six month period starting from 24/2/2008, pending the completion of the expiry review investigation. The Decree was published in the *Official Gazette* No.232 (supplementary) on 9/10/2007.
- On 9/10/2007, the initiation notice for the expiry review investigation was published in the *Official Gazette* No.232 (supplementary) (A) of 2007.
- On 18/10/2007, questionnaires, a copy of the notice of initiation of the review investigation and a non confidential version of the expiry review application were sent to known foreign producers / exporters, unknown foreign producers /exporters through the Embassy of China in Cairo, known importers and the domestic industry. The whole parties were given 37 days to reply to the questionnaires from the date of their receipt.
- On 22/11/2007, the IA received the response of the Egyptian German Porcelain Co. to the questionnaire. The data submitted by the company was verified during an on-the-spot verification visit.
- On 25/11/2007, the IA received the response of the General Co. for Porcelain and Ceramic Products to the questionnaire. The data submitted by the company was verified during an on- the- spot verification visit.
- On 26/11/2007, the IA received the response of the Egyptian-Saudi Co. for Porcelain to the questionnaire.
- The IA did not receive any responses to its questionnaire from the importers or the foreign producers/ exporters of the product under review.
- On 26/6/2008, non-confidential copies of the Essential Facts and Conclusions Report were sent to the domestic industry, the importers known to the IA and the Embassy of China in Cairo to be circulated to all Chinese producers and exporters unknown to the IA in order to comment within 10 days of the date of dispatch.
- On 3/7/2008, the IA received comments on the Essential Facts and Conclusion Report from the General Co. for Porcelain and Ceramic Products to extend the scope of the product under review to include both of the antiques and the vases manufactured from Porcelain and ceramic as it produces both of these products. The IA did not take these comments into account because the antiques and the vases are not considered as a like product for the product under review.
- The IA did not receive any comments on the non confidential version of the Essential Facts and Conclusions Report from other interested parties.
- On 11/8/2008, the IA submitted its conclusions reported in its Final Report to the Advisory Committee regarding extending the validity of the imposition of the anti-dumping duties for further five years after the amendment to be in an amount form, and in turn, reported to the Minister of Trade and Industry who approved extending the validity of Ministerial Decree No. 87 of the year 2003 and its amendments for a further five year period ending on 24/2/2013.

### **Third: Product Under Review**

The product under review is porcelain and ceramic tableware. The product under review is imported under H.S Heading Nos:

**69 11 00 00,**

**69 12 00 00.**

The above-mentioned description is the sole description of the product under review. The H.S. Tariff items are for reference purposes only. If the product under review is imported under any other H.S. Tariff item, it will still be considered to be a product under review and will be subject to anti-dumping duties.

### **Fourth: Domestic Industry**

The domestic industry producing the like product is represented by the Egyptian German Co. for Porcelain, the General Co. for Porcelain and Ceramic Products and the Egyptian Saudi Co. for Porcelain, whose collective production represents 82 percent of total domestic production.

### **Fifth: Review Period**

The review period concerning the likelihood of the continuation or recurrence of dumping was from 1/7/2006 to 30/6/2007. The review period concerning the likelihood of the continuation or recurrence of material injury was from 1/7/2003 to 30/6/2007.

### **Sixth: Likelihood of a Continuation or Recurrence of Dumping and Material Injury**

The IA has concluded that the expiry of the definitive anti-dumping duties maintained on imports of porcelain and ceramic tableware originating in or exported from China would likely lead to the continuation of dumping and the recurrence of material injury to the domestic industry.

### **Seventh: Application and Duration of Anti-dumping Duties**

It was decided to extend the validity of the definitive anti-dumping duties imposed on porcelain and ceramic tableware originating in or exported from China after the amendment thereof to be US\$ 967 per ton for further five years ending on 24/2/2013 by virtue of the Ministerial Decree No. 705 of 2008 on 18/08/2008.

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