

27 November 2015

Shri A.K. Bhalla

Director General of Anti Dumping and Allied Duties
Department of Commerce
Ministry of Commerce & Industry
Jeevan Tara Building, 4th Floor,
5, Parliament Street,
New Delhi – 110 001

Sub: Anti-dumping duty on import of “Polyester Filament Yarns – High Tenacity” under Customs Tariff Heading No.54022090

Ref: Notification No.51/2015-Customs (ADD) dated 21.10.2015

Dear Sir,

This has reference to the Notification No.51/2015-Customs (ADD) dated 21.10.2015 issued by the Department of Revenue, Ministry of Finance, on the above subject. The Notification has brought all fully drawn or fully oriented yarn/spin draw yarn/flat yarn of polyester (non-textured and non POY) under Customs Tariff Heading No.5402 originating in or exported from China and Thailand, under anti-dumping duty. The Notification is valid for 5 years from the date of the notification dated 21.10.2015 to 20.10.2020. Earlier, the Government of India, vide Notification No.124/2009-Customs (ADD) dated 11.11.2009 (copy attached) had imposed anti-dumping duty on all fully drawn or fully oriented yarn/spin draw yarn/flat yarn of polyester (non-textured and non POY) under Customs Tariff Heading No.540247 originating in or exported from China, Thailand and Vietnam. The grounds mentioned for imposing anti-dumping duty were: (i) the domestic industry had suffered material injury; (ii) the injury had been caused by the dumped imports from the subjected countries. The Notification was valid up to 25.03.2014 which was further extended up to 25.03.2015 vide Notification No.18/2014 dated 09.05.2014-Customs (ADD) (copy attached).

The impact of the Notification No.51/2015-Customs (ADD) dated 21.10.2015 is that now all the products covered under the Customs Tariff Heading 5402 (at 4 digit level) which also includes “Polyester Filament Yarns – High Tenacity” under Customs Tariff Heading No.54022090 will attract anti-dumping duty. Whereas, as per Notification No.124/2009-Customs (ADD) dated 11.11.2009, only the products under Customs Tariff Heading No.540247 which does not include “Polyester Filament Yarns – High Tenacity” under the Customs Tariff Heading No.54022090 were under the purview of anti-dumping duty. This is to bring to your kind attention that “Polyester Filament Yarns – High Tenacity” under Customs Tariff Heading No.54022090 is not produced in India and all the

requirements of the country are met through imports. As such, bringing these items under the purview of anti-dumping duty is not at all justified.

We, therefore, request you to kindly intervene in the matter at your level and direct concerned authorities to exclude “Polyester Filament Yarns – High Tenacity” under Customs Tariff Heading No.54022090 from the purview of Notification No.51/2-15-Customs (ADD) dated 21.10.2015.

We also request you to kindly give us a few minutes from your busy schedule to meet you and to explain the whole situation in detail.

Yours sincerely,



(Binoy Job)
Secretary General

Encl.: As above

c.c.: Shri S.K. Panda
Secretary
Ministry of Textiles
Government of India
Udyog Bhavan,
New Delhi – 110 011