

[TO BE PUBLISHED IN THE GAZETTE OF INDIA, EXTRAORDINARY, PART II, SECTION 3, SUB-SECTION (i)]

**Government of India**  
**Ministry of Finance**  
**(Department of Revenue)**

**Notification No. 34 /2019-Customs (ADD)**

New Delhi, the 06<sup>th</sup> September, 2019

G.S.R. (E).- Whereas, in the matter of import of 'Melamine' (hereinafter referred to as the subject goods) falling under Tariff items 2933 61 00 of the First Schedule to the Customs Tariff Act, 1975 (51 of 1975) (hereinafter referred to as the Customs Tariff Act), originating in or exported from People's Republic of China (hereinafter referred to as subject country) and imported into India, the designated authority, in its final findings published in the Gazette of India, Extraordinary, Part I, Section 1 *vide* notification No. 15/17/2014-DGAD, dated the 5th December, 2015, had come to the conclusion that-

- (i) there is continued dumping of the subject goods from the subject country;
- (ii) these dumped imports continue to cause injury to the domestic industry;
- (iii) in the event of revocation or cessation of anti-dumping duties, dumping of subject goods from subject country and injury to domestic market is likely to continue or intensify,

and had recommended imposition of definitive anti-dumping duty on imports of the subject goods, originating in, or exported from, the subject country and imported into India, 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 the subject goods, *vide* notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 2/2016-Customs (ADD), dated the 28<sup>th</sup> January, 2016, published, in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i), *vide* number G.S.R. 122(E), dated the 28<sup>th</sup> January, 2016;

And whereas, M/s. Kuitun Jinjiang Chemical Industry Co. Ltd (Producer) and M/s Foshan Kaisino Building Material Co. Ltd (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. 7/11/2017-DGAD, dated 1<sup>st</sup> January, 2018, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 1<sup>st</sup> January, 2018, had recommended provisional assessment of all exports of the subject goods made by the above mentioned parties till the completion of the review by it, which was notified *vide* enabling Customs notification No. 11/2018-Customs (ADD), dated the 20<sup>th</sup> March, 2018, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i) *vide* number G.S.R. 248(E), dated the 20<sup>th</sup> March, 2018;

And whereas, the designated authority, *vide* its final findings notification No. 7/11/2017-DGAD, dated the 19<sup>th</sup> June, 2019, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 19<sup>th</sup> June, 2019, has come to the conclusion that: -

- (i) the quantity of export by the producer was quite reasonable to reference this sales to the exporter i.e M/s Foshan Kaisino Building Material Co. Ltd (exporter) to evaluate the ex-factory price of export destined to India;
- (ii) the producer has dumped the subject goods during the Period of Investigation; and
- (iii) the extent of dumping margin 30-35% (as referred in para 30 of the final findings) is awarded to the producer i.e M/s Kuitun Jinjiang Chemical Industry Co. Ltd (Producer) as the Anti-dumping duty.

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 23 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 hereby makes the following amendments in the notification of the Government of India, in the Ministry of Finance (Department of Revenue) No. 2/2016-Customs (ADD), dated the 28<sup>th</sup> January, 2016, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i) *vide* number G.S.R. 122(E), dated the 28<sup>th</sup> January, 2016 , namely:-

In the said notification,

- (i) in the Table, after Serial number 3 and the entries relating thereto, the following serial numbers and entries shall be added, namely: -

“4.	2933 61 00	Melamine	People’s Republic of China	China PR	M/s. Kuitun Jinjiang Chemical Industry Co. Ltd.	M/s Foshan Kaisino Building Material Co. Ltd.	319.04	MT	US\$
5.	2933 61 00	Melamine	People’s Republic of China	China PR	M/s. Kuitun Jinjiang Chemical Industry Co. Ltd.	Any other than M/s Foshan Kaisino Building Material Co. Ltd.	331.10	MT	US\$
6.	2933 61 00	Melamine	People’s Republic of China	Any country other than China PR	M/s. Kuitun Jinjiang Chemical Industry Co. Ltd.	Any	331.10	MT	US\$”;

(ii) after the Table and the entries relating thereto, the following Explanation shall be inserted, namely:

“Explanation- For the purposes of this notification, all the provisional assessments made under notification No. 11/2018-Customs (ADD), dated the 20<sup>th</sup> March, 2018, shall be finally assessed under the entries specified in the above Table.”

[F. No. 354/319/2011-TRU(Pt-III)]

(Ruchi Bisht)

Under Secretary to the Government of India

Note- The principal notification No. 02/2016-Customs (ADD), dated the 28<sup>th</sup> January, 2016 was published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i), *vide* number G.S.R. 122(E), dated the 28<sup>th</sup> January, 2016.