

DEPARTMENT OF TRADE, INDUSTRY AND COMPETITION

NOTICE 726 OF 2021

INTERNATIONAL TRADE ADMINISTRATION COMMISSION OF  
SOUTH AFRICA (ITAC)

**SUNSET REVIEW OF THE ANTI-DUMPING DUTIES ON STAINLESS STEEL  
SINKS ORIGINATING IN OR IMPORTED FROM THE PEOPLE'S REPUBLIC OF  
CHINA (CHINA) AND MALAYSIA: FINAL DETERMINATION**

In accordance with the provisions in the Anti-Dumping Regulations (ADR), any definitive anti-dumping duty shall be terminated on a date not later than five years from the date of imposition, unless the authorities determine, in a review initiated before that date on their own initiative or upon a duly substantiated request made by or on behalf of the domestic industry, that the expiry of the duty would likely lead to the continuation and/or recurrence of dumping and injury.

On 24 May 2019 the International Trade Administration Commission of South Africa (the Commission) notified interested parties through Notice No. 284 of 2019 in *Government Gazette* No. 42474, that unless a substantiated request is made indicating that the expiry of the anti-dumping duties against imports of stainless steel sinks originating in or imported from China and Malaysia would likely lead to the continuation or recurrence of dumping and injury, the anti-dumping duties on stainless steel sinks originating in or imported from the China and Malaysia will expire on 30 July 2020.

The sunset review investigation was initiated pursuant to Notice. No. 364 of 2020, in *Government Gazette* No. 43495, published on 3 July 2020. The deadline for comment was 12 August 2020.

The investigation was initiated after the Commission considered that the expiry of the anti-dumping duties on stainless steel sinks originating in or imported from China and Malaysia would likely lead to the continuation or recurrence of dumping and the recurrence of material injury.

No responses were received from any of the exporters in China and Malaysia nor from any South African Customs Union (SACU) importer.

After considering all information submitted, the Commission issued essential facts letters indicating that it was considering making a final determination that the expiry of the anti-dumping duties on stainless steel sinks originating in or imported from China and Malaysia would likely lead to the continuation or recurrence of dumping and the recurrence of injury. No responses were received from any of the exporters in China and Malaysia nor from any SACU importer.

Since the subject product continued to be imported from China notwithstanding the duties in place and no responses were received from manufacturers in China, the Commission made a final determination to recommend to the Minister of Trade, Industry and Competition that the current anti-dumping duties on stainless steel sinks originating in or imported from China (excluding that manufactured or produced by Taijing Chuanger Metal Products Co. Ltd), be increased to 221 per cent.

As no responses were received from manufacturers in Malaysia and no imports from Malaysia took place during the last two years of the period of investigation, the Commission made a final determination to recommend to the Minister of Trade, Industry and Competition that the current anti-dumping duties on stainless steel sinks originating in or imported from Malaysia, be maintained at 95.86 per cent.

The Minister approved the Commission's recommendation. The Commission's detailed reasons for its decision are set out in Commission's Report No. 648 (Final determination report).

On 3 December 2021, the South African Revenue Service (SARS) published the amendment of Schedule 2 to the Customs and Excise Act, 1964 through Notice No. R. 1561 in *Government Gazette* No. 45570 with regard to the amendment of the duty on stainless steel sinks originating in or imported from China (excluding that manufactured or produced by Taijing Chuanger Metal Products Co. Ltd).

This notice serves to inform all interested parties that the Minister of Trade, Industry and Competition approved the Commission's recommendation that the current anti-

dumping duties on stainless steel sinks originating in or imported from Malaysia, be maintained at 95.86 per cent.

Enquiries may be directed to the investigating to the following investigating officers:

Ms Regina Peta at RPeta@itac.org.za and Ms Charity Ramaphosa at

CRamaphosa@itac.org.za.