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Bureau of Technical Secretariat for Anti Injurious Practices in International Trade



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Cooperation Council for the Arab States of the Gulf GCC-Bureau of Technical Secretariat for Anti Injurious Practices in International Trade

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The Official Gazette for the GCC- Bureau of Technical Secretariat For Anti Injurious Practices in International Trade

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Official Gazette

The GCC - Bureau of Technical Secretariat
for Anti Injurious Practices in International
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Introduction

In compliance with the basic objectives of the Cooperation Council for the Arab States of the Gulf, and in conformity with the objectives of the GCC Unified Economic Convention seeking to achieve economic integration among GCC member states, and aware of the crucial role played by GCC industries in the economies of the GCC member states, it becomes vital for the member states to take necessary measures against dumping, subsidy and increase of imports, which cause injury, threat of injury, or retardation to GCC industries.

Pursuant to Article 86 of the Rules of Implementation of the GCC Common Law on Antidumping, Countervailing Measures and Safeguards (Amended) which states, “The Technical Secretariat issues an Official Gazette where it publishes all publications required under this Common Law and its Rules of Implementation”. Hereby, GCC-Bureau of Technical Secretariat for Anti Injurious Practices in International Trade pleased to publish the Notice Volume No (8) of the Official Gazette of GCC- Bureau of Technical Secretariat for Anti-Injurious Practices in International Trade



**The Secretariat General of the Cooperation Council for the Arab States of the Gulf (GCC)
GCC- Bureau of Technical Secretariat for Anti Injurious Practices in International Trade**

Notice

Concerning the Initiation of Safeguard Investigation Against GCC Imports of Ferro-silico-manganese (Ferro-silico-manganese)

In conformity with the GCC Common Law on Anti-Dumping, Countervailing and Safeguard Measures and its Rules of Implementation (Amended) (Regulation), and upon the decision of the Permanent Committee for Anti Injurious Practices in International Trade (Permanent Committee) No. (2/2S/2016), the GCC- Bureau of Technical Secretariat for Anti-Injurious Practice in International Trade (GCC-TSAIP) announces the initiation of safeguard investigation against the increase in GCC imports of Ferro-silico-manganese from the date of the publication of this notice in the Official Gazette of the Bureau of Technical Secretariat for Anti-Injurious Practice in International Trade (Official Gazette) according to the following:

1. Complaint

On June 22, 2016 the GCC-TSAIP received a properly documented complaint submitted by the GCC domestic industry, according to the provisions of Article (2-2) of the Regulation, alleging that as a result of unforeseen development the products of Ferro-silico-manganese (the product under investigation) are imported into the GCC



market in such increased quantities in absolute and relative to domestic production and are thereby causing serious injury to the GCC domestic industry that produces like or directly competitive products.

2. GCC Domestic Industry

The Complainant is “Gulf Ferro Alloys Company (SABAYEK)” from the Kingdom of Saudi Arabia and produces a major proportion of the total GCC domestic production of the like or directly competitive product. Thus, the company represents the GCC domestic industry in accordance with the expressions specified in Article (3) of the Regulation.

3. Product under Investigation

Ferro-silico-manganese is the product under investigation which is classified under the GCC-Unified Tariff Code .(72023000)

4. Increase in Imports

The domestic industry provided information alleged that imports into GCC Market of the product under investigation have been «sharply and suddenly» increased in both absolute and relative to domestic production during the period from 2012 to 2015.

5. Allegation of Serious Injury

The domestic industry alleged that the increased imports of the product under investigation in absolute terms and relative to domestic production have caused serious injury to the domestic industry that was represented in the following factors:

- Decline in volume of production,
- Decline in capacity utilization,
- Decline in sales and market share,
- Increase in inventory volume,
- Decline in wages and number of employees
- Increase of losses



- Decline in ROI,
- Inability to grow.

6. Procedures

The GCC-TSAIP examined the accuracy and adequacy of the data contained in the complaint and prepared the initial report which has been submitted to the Permanent Committee which in turn approved the initiation of the investigation and the publication of the notice of initiation in the Official Gazette, in order to determine whether the imports of the product under investigation are being imported into the GCC market in such increased quantities, absolute and relative to domestic production, and in such conditions as to cause or threaten serious injury to the GCC domestic industry that produces like or directly competitive product.

6.1 Investigation Period

The evaluation of serious injury covers the following years 2012, 2013, 2014 and 2015.

And pursuant to Article (23) of the Regulation, the investigation shall be completed within (12) months from the date of initiation and this period may be extended, under special circumstances, for no more than six months.

6.2 Questionnaires and Collecting Information

In order to obtain necessary information for the investigation, GCC-TSAIP will send questionnaires to foreign producers/exporters, GCC producers and to GCC importers known to GCC-TSAIP. In order to receive a copy of the questionnaires, all interested parties non known to GCC-TSAIP shall request a copy of the questionnaires within 10 days from the date of publication of this notice in the Official Gazette thus, they can submit their respective responses within the time limits.

All interested parties shall submit their responses to questionnaires to GCC-TSAIP



within (40) days from the date on which the questionnaires were sent to them or to the appropriate diplomatic representative of the exporting countries in Riyadh according to the provisions of Article (12) of the Regulation.

6.3 Public Hearings

Pursuant to Article (14) of the Regulation, hearings may be held for all interested parties to present their views and arguments, provided that all interested parties shall make themselves known to GCC-TSAIP within (21) days from the date of publication of this notice in the Official Gazette.

6.4 On-the-Spot Verification Visits

Pursuant to Article (18) of the Regulation, GCC-TSAIP may carry out verification visits inside or outside GCC countries to verify the information provided and to collect any additional information or data required for the investigation.

6.5 Confidential information

Any information provided by interested parties on a confidential basis, upon a reasonable cause, shall be treated as confidential and shall not be disclosed without the specific permission of the party submitting it pursuant to Article (12) of the Regulation.

Interested parties providing confidential information shall furnish a non-confidential summary with sufficient details to permit a reasonable understanding of the substance of the information submitted in confidence. If that information is not susceptible of summary, the concerned parties shall provide a statement of the reason according to Article (19) of the Regulation.

7. Non-cooperation

If any interested party refuses access to or otherwise does not provide necessary information within the specified time limits and prescribed form or impedes the course



of the investigation or provides false or misleading information, GCC-TSAIP will make its preliminary and final determinations on the basis of the best information available pursuant to Article (26) of the Regulation.

8. Public File

GCC-TSAIP, during the course of the investigation, makes available all relevant non-confidential information submitted by the interested parties through its public file. This information is available for all interested parties at the premises of GCC-TSAIP in Riyadh pending the final determination.

9. Submission of Information

All relevant information including the information requested in this notice, questionnaire replies and correspondence provided by interested parties, must be communicated to GCC-TSAIP in writing and in electronic format and must indicate the name, address, e-mail address, telephone and fax of the interested parties.



Correspondences to the GCC-TSAIP shall be made to the following address:

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