

No. 4/08/2018-DGAD
Ministry of Commerce & Industry
Department of Commerce
Directorate General of Anti-Dumping & Allied Duties
4th Floor, Jeevan Tara building,
5, Parliament Street, New Delhi -110001

Dated: 15th March, 2018

Trade Notice: 07/2018

**Subject: Streamlining of Anti-Dumping / Counter Vailing Duty Investigation process –
Obtaining and sharing of import data pertaining to investigation with interested
parties regarding**

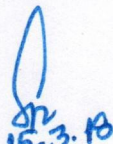
Representations have been received from trade and industry, especially from exporters and importers, requesting for sorted / processed Directorate General of Commercial Intelligence and Statistics (DGCI&S) transaction wise import data as relied by the domestic industry in its petition requesting for initiation of anti-dumping / counter vailing duty proceedings as well as different reviews viz. Mid - Term Review (MTR)/ Sunset review (SSR)/ New Shipper Review (NSR).

2. The matter has been examined in detail. With a view to bring transparency and create a level playing field amongst all interested parties to enable them to file application regarding levy of AD/CVD and/or enable them to give a meaningful response in ongoing investigations, the following guidelines shall be followed for obtaining transaction wise import data from DGCI&S and/or sharing the information:

- i. The request for procurement of transaction wise import data from DGCI&S for the specified years / periods is to be made in writing by an applicant along with the declaration attached at **Annex-I**. The subsequent requests, during the course of investigation, by any other registered interested parties to the investigation will also be made in writing to the Authorized Officer along with the declaration attached at **Annex-I**.
- ii. The DGAD will issue an authorization letter to the applicant, which will inter-alia specify the exact period for which data is required. This will also contain a unique identification / reference number along with mobile number, which can be used to confirm the identity of petitioner by DGCI&S.
- iii. This authorization letter shall be valid for 30 days from the date of its issue within which the applicant has to approach DGCI&S for obtaining transaction wise import data against that authorization after completion of all due process as laid down by DGCI&S in this regard.

- iv. The applicant shall inform DGAD **within 90 days** of authorization from DGAD, if it decides not to file a petition for the concerned product.
- v. DGCI&S shall forward a copy of the same data by email, as is provided to the petitioner by DGCI&S against each authorization, to the authorized officer of DGAD. The same will be made available to the concerned I.O./C.O. by the Authorized Officer once petition is filed and investigation initiated by the Authority.
- vi. The hard copy of the import data (processed / transformed data) submitted by the applicant / petitioner industry to DGAD at the time of filing of the application can be accessed by the interested parties only after providing a declaration / undertaking to the Investigating Officer (I.O.) as per Annex-I attached.
- vii. The DGCI&S follows dynamic data dissemination policy wherein data keeps getting updated based on incoming information from various sources. Hence, it is possible that there may be some variation in the data provided by DGCI&S for the same product and same specified period at different points of time.
- viii. Nothing in this Trade Notice prevents the Designated Authority from relying on the most updated DGCI&S data for the relevant period as made available after the initiation of investigation.

3. The above procedure will be applicable from the date of issue of this Trade Notice and will supersede the earlier Trade Notice No. 01/2017 dated 8.12.2017, Trade Notice No. 01/2018 dated 02.01.2018 and any other instructions issued by the Directorate in this regard.


(Sunil Kumar)

Additional Secretary and Designated Authority

To,
All concerned

Subject: Declaration for procurement of transaction wise Import Data.

To,
DGAD
New Delhi

The Applicant/interested party requests for transaction wise import data for the product
(HS Code.....) for the period

I/Wehereby undertake that:

- i) The information obtained from DGCI&S by the applicant shall be used only for the purpose of anti-dumping / CVD investigation
- ii) The information obtained shall not be used for any other purposes-commercial or otherwise.
- iii) The data will not be shared by the applicant with any other 3rd party nor placed / published in public domain.
- iv) The applicant will inform DGAD and DGCI&S about the actual use of data.

(Signature)
(Name in full)
Designation
Contact Address and Phone No.
Mobile Phone No.
E-mail id.

Date:

Note: This request is to be submitted to the Authorized Officer of DGAD:

Ms. Arti Bangia
Deputy Director
Tel No. 23349435/ Extn. 119
Email Id: arti.bangia@nic.in