

Unofficial Translation

Tuesday, September 5, 2023

Official newspaper

Number : 32300

NOTIFICATION

From the Ministry of Commerce:**NOTIFICATION ON THE PREVENTION OF UNFAIR COMPETITION IN IMPORTS
(COMMUNIQUE NO: 2023/23)****Purpose and scope**

ARTICLE 1- (1) The purpose of this Communiqué is the domestic producer Elpa Elastiki İppler Sanayi ve İhracat A.Ş. made by Şahin Lateks Industry and Trade Inc. Based on the application supported by the Kingdom of Thailand, the final review investigation regarding the definitive preventive against dumping in force for the import of "vulcanized rubber yarn and threads" (latex yarn) product under the 4007.00 customs tariff heading is to be opened and to determine the procedures and principles of the investigation opened.

Rest

ARTICLE 2- (1) This Communiqué includes the Law on the Prevention of Unfair Competition in Imports, dated 14/6/1989 and numbered 3577, and the Decision on the Prevention of Unfair Competition in Imports, which was put into effect with the Council of Ministers Decision dated 20/10/1999 and numbered 99/13482. It has been prepared based on the Regulation on the Prevention of Unfair Competition in Imports published in the Official Gazette dated /10/1999 and numbered 23861.

Definitions

ARTICLE 3- (1) In this Communiqué;

- a) Ministry: Ministry of Commerce,
 - b) CIF: Delivery including costs, insurance and freight,
 - c) EBYS: Electronic Document Management System,
 - ç) General Directorate: Ministry General Directorate of Imports,
 - d) GTP: Customs tariff position,
 - e) KEP: Registered e-mail address,
 - f) NGGS: Final review investigation,
 - g) Thailand: The Kingdom of Thailand,
 - g) TGTC: Turkish Customs Tariff Schedule Divided into Statistical Positions,
 - h) Regulation: Regulation on the Prevention of Unfair Competition in Imports published in the Official Gazette dated 30/10/1999 and numbered 23861,
- means.

The product under investigation

ARTICLE 4- (1) The product subject to investigation is "vulcanized rubber threads and ropes" classified under GTP 4007.00.

(2) The said GTP is given for information purposes only and is not binding.

(3) Changes to be made in the tariff positions and/or product definitions of the product subject to investigation in the TGTC shall not prevent the implementation of the provisions of this Communiqué.

Representational nature of the application

ARTICLE 5- (1) From the evidence submitted at the application stage, the domestic producer Elpa Elastiki İpçiler Sanayi ve İhracat A.Ş. is understood to represent the domestic production branch within the framework of Article 18 of the Regulation. It has been understood that the application made by the company was made on behalf of the domestic production branch in accordance with Article 20 of the Regulation. In this context, the company in question will be referred to as the "domestic production branch" in the relevant sections of this Communiqué.

Current measure

ARTICLE 6- (1) In accordance with the Communiqué on the Prevention of Unfair Competition in Imports (Communiqué No: 2012/23) published in the Official Gazette dated 27/11/2012 and numbered 28480, "vulcanized rubber thread and thread and yarn made of vulcanized rubber" under customs tariff position 4007.00 originating from Thailand For the "ropes" (latex thread) product, strict anti-dumping measures have been put into effect on a company basis at the rates of 4.37% and 8.75% of the CIF price.

(2) As a result of the NGGS, which was completed with the Communiqué on the Prevention of Unfair Competition in Imports (Communiqué No: 2018/30) published in the Official Gazette dated 8/9/2018 and numbered 30529, it was decided to continue to implement the anti-dumping measure in force.

Reason

ARTICLE 7- (1) With the Communiqué on the Prevention of Unfair Competition in Imports (Communiqué No: 2023/6) published in the Official Gazette dated 27/1/2023 and numbered 32086 pursuant to the second paragraph of Article 35 of the Regulation, the existing measure originating from Thailand will be repealed and the relevant It has

been announced that the domestic producers of the product can request the opening of NGGS with an application supported by sufficient evidence within the periods stipulated in the legislation.

(2) As a result of the examination of the application submitted by the domestic production branch following the aforementioned announcement, it has been understood that if the definitive measure against dumping is revoked, it is likely that the dumping and damage will continue or reoccur and that there is information, documents and evidence that will justify the opening of an NGGS.

Decisions and transactions

ARTICLE 8- (1) As it was understood as a result of the examination that there was sufficient information, documents and evidence for a NGGS to be opened, it was decided to open a NGGS within the framework of Article 35 of the Regulation for the product originating in Thailand, with the Decision of the Board of Evaluation of Unfair Competition in Imports.

Notification of the opening of an investigation to relevant parties

ARTICLE 9- (1) In accordance with Article 23 of the Regulation, the exporter of the goods subject to investigation, the foreign producer, the importer, the professional organizations whose members are the majority of them, the government of the exporting country, the producer of the similar goods in Turkey, the professional organizations whose members are the majority of the producers of the similar goods in Turkey. organizations are considered interested parties. However, those who report themselves to the competent authority by answering the questionnaires or presenting their opinions within the periods specified in Article 11 shall be considered as the relevant party in the investigation.

(2) Following the opening of the investigation, a notification is made to the known manufacturers/exporters residing in the country subject to investigation, the Embassy of the country in question in Ankara, and the known importers of the product subject to investigation identified in the application and determined by the Ministry, regarding the opening of the investigation.

(3) The notification includes information about the investigation opening notification, the non-confidential summary of the application and access to the questionnaires.

(4) Other interested parties, to whom notifications cannot be sent or not received, can provide information about the investigation on the Ministry's website with the extension " <https://www.ticaret.gov.tr/ithalat> ", respectively, "Trade Policy Defense Tools", "Dumping and Subsidy", You can access the relevant title of the investigation by following the "Investigations" tabs.

The competent authority requests the relevant parties to present their opinions and answers.

ARTICLE 10- (1) The investigation is carried out by the General Directorate whose contact information is given below.

Turkish Ministry of Commerce

General Directorate of Imports

Dumping and Subsidy Department

Address: Söğütözü Mah. 2176. St. No: 63 06530 Çankaya/ANKARA

Tel: +90 312 204 75 00

(2) In the investigation, "companies, institutions and organizations established in Turkey" send their answers to the questionnaires and their official opinions from their own KEP addresses to the Ministry's KEP address below.

KEP address: ticaretbakanligi@hs01.kep.tr

(3) In the investigation, "firms, institutions and organizations residing abroad" send their answers to the questionnaires and their official opinions in writing, and the attachments to the questionnaire answers and official opinions only in electronic form (via CD/USB) to the mail address of the Ministry. Questionnaire answers, official comments and their attachments are also sent to the EBYS e-mail address below.

EBYS e-mail address: ithebys@ticaret.gov.tr

(4) Written and verbal communication regarding the investigation is made in Turkish. Except for the answers to the questionnaire, any information, document, opinion and request submitted in a language other than Turkish will not be considered.

(5) The answers given to the questionnaire by the relevant parties, other information, documents, opinions and supporting evidence submitted regarding the investigation are submitted in writing unless otherwise stated. In written submissions, the names and titles, address information, e-mail addresses and telephone numbers of the relevant parties are indicated. Their KEP addresses are also indicated in the written submissions by "the companies, institutions and organizations residing in Turkey who want to be interested parties".

(6) Related parties, apart from the information requested in the questionnaire, may submit other information, documents and opinions considered to be relevant to the investigation, together with supporting evidence, to the General Directorate in writing, within the period specified in the second paragraph of Article 11.

(7) During the investigation, a non-confidential summary of all kinds of information, documents and opinions given under confidentiality within the framework of the second paragraph of Article 22 of the Regulation is submitted. The non-confidential summary shall be in such detail as to allow a reasonable understanding of the essential

information. Relevant parties may state that, in exceptional cases, this information cannot be summarized. In such exceptional cases, the reasons why the information cannot be summarized should be stated.

Durations

ARTICLE 11- (1) For all interested parties to whom the notification specified in the second paragraph of Article 9 was sent, the response time to the questionnaire is 37 days, including the postal time, from the date of sending the notification regarding the opening of the investigation.

(2) The parties to whom the notification in the fourth paragraph of Article 9 could not be sent submit their answers to the questionnaire and their views on the investigation within 37 days starting from the publication date of this Communiqué.

(3) Other domestic and foreign parties, other than the first paragraph of Article 9, who claim that they may be affected by the outcome of the investigation, may present their opinions within the investigation process, in a way that will not affect the flow of the investigation as of the publication of this Communiqué.

non-cooperation

ARTICLE 12- (1) Within the framework of the provision of Article 26 of the Regulation, in cases where one of the relevant parties does not provide the necessary information and documents within the given periods and in the requested form, or refuses access to this information and documents, or is understood to hinder the investigation, or provides false or misleading information, the party in question is deemed to have failed to cooperate. In such cases, provisional or final determinations within the scope of the investigation can be made, positively or negatively, based on available data.

(2) In case the interested parties do not cooperate or cooperate partially, the outcome of the investigation may be less advantageous for the said party than the cooperation.

Implementation of the precautionary measure

ARTICLE 13- (1) In accordance with Article 35 of the Regulation, the measure in force shall remain in force until the conclusion of the investigation.

Start date of the investigation

ARTICLE 14- (1) The investigation is deemed to have started on the date of publication of this Communiqué.

Force

ARTICLE 15- (1) This Communiqué shall enter into force on the date of its publication.

Executive

ARTICLE 16- (1) The provisions of this Communiqué shall be enforced by the Minister of Trade.