

*Executive summary*

**APPLICATION FOR A PARTIAL INTERIM REVIEW LIMITED IN SCOPE TO AN  
EXAMINATION OF DUMPING AS FAR AS ELECTROSTEEL CASTINGS LTD IS  
CONCERNED**

**CONCERNING THE ANTI-DUMPING MEASURES APPLICABLE TO IMPORTS OF  
DUCTILE IRON PIPES ORIGINATING IN INDIA, IMPOSED BY THE COMMISSION  
IMPLEMENTING REGULATION NO 2016/388 OF 17 MARCH 2016**

**1. BACKGROUND**

On 20 December 2014, the Commission initiated an anti-dumping investigation on tubes and pipes of ductile cast iron (also known as spheroidal graphite cast iron) ('ductile pipes'), with the exclusion of ductile pipes without internal and external coating ('bare pipes'), originating in India, currently falling within CN codes ex 7303 00 10 and ex 7303 00 90. This investigation was followed by an anti-subsidy investigation initiated on 11 March 2015. In both cases, the investigation period was from October 2013 to September 2014.

Through Commission Implementing Regulation 2016/388 of 17 March 2016, the Union imposed definitive anti-dumping duties ranging from 0% to 14.1%.

**2. APPLICATION**

The Applicant, comprising Saint-Gobain PAM, Saint-Gobain PAM Deutschland GmbH, Saint-Gobain PAM Espana and Duktus GmbH, submits that more than twelve months after the imposition of the original measures, there has been a significant change in circumstances with regard to dumping practices of the exporting producer, which prevents the current measures from counteracting the dumping.

**2.1 The product concerned**

The product concerned is the same as the one concerned in the previous investigations: tubes and pipes of ductile cast iron (also known as spheroidal graphite cast iron) ('ductile pipes'), with the exclusion of ductile pipes without internal and external coating ('bare pipes'), originating in India, currently falling within CN codes ex 7303 00 10 10 and ex 7303 00 90 10.

## 2.2 Scope of the application

As no information suggests that circumstances pertaining to the injury or causality assessment have changed, the application is limited to a reassessment of the dumping margin of ECL. The proposed investigation period is Q4-2016 – Q3-2017.

### 3. THE EXISTING MEASURE IS NO LONGER SUFFICIENT TO COUNTERACT DUMPING

The Applicant contends that ECL's dumping has significantly increased since the original investigation period.

It notes a continuation of low-priced imports from India at a significant level, despite the imposition of measures coinciding with a decrease in the Indian export prices of the product concerned since the original investigation period, notably insofar as ECL's export prices are concerned.

The Applicant has also found that the sale price to EU customers of ECL's products in the main markets where Indian ductile iron pipes are imported have also significantly decreased.

Ductile iron pipes are products defined by technical standards with no difference in quality, where price is the only competition factor. In these conditions, as tenders are public, even limited volumes can have a significant depreciating effect on the EU prices.

### 4. DUMPING MARGIN CALCULATION

To further ascertain and quantify its claim, the Applicant has completed its analysis with a calculation of ECL's dumping margin. Both the normal value and the export price were adjusted to ex-works level.

ECL's normal value has been established on the basis of tenders by public institutions in India.

As the product concerned is exported mainly through related companies acting as importers, in order to avoid any possible unreliability in the price of intra-group transactions, the Applicant resorted to an analysis of ECL's sale price to the first independent customers in the EU.

This analysis was conducted on the basis of market intelligence for the main countries in the EU where ECL is present.

The comparison resulted in finding a dumping margin well in excess of the 4.1% found by the Commission in the context of the initial investigation.

### 5. LASTING NATURE OF THE INCREASED DUMPING

In order to ascertain the lasting nature of the increase in dumping, the Applicant extended its analysis of the evolution of dumping beyond the proposed investigation period.

This extended calculation, modelled on the investigation period calculation, shows that the increasing dumping practice of ECL is of a lasting nature.

## 6. CONCLUSION

The margin of dumping found for ECL during the investigation period is significantly higher than the 4.1% dumping margin found by the Commission during its investigation. This confirms the Applicant's claim that ECL has increased its dumping practice.

In view of the above, the Union industry respectfully requests the European Commission to:

- initiate a partial interim review concerning ECL's anti-dumping duties, in order to confirm the information and evidence provided in this Application; and
- impose, as soon as possible, additional anti-dumping measures on imports of ductile iron pipes manufactured in India by ECL to ensure the effective implementation of the already existing measures and adequate protection of the European industry.

### **Interested parties:**

- Saint-Gobain PAM
- Saint-Gobain PAM Deutschland GmbH
- Saint-Gobain PAM Espana
- Duktus GmbH
- Electrosteel Casting Ltd and its European subsidiaries