

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(83) 255 final

Brussels, 27 April 1983

Proposal for a
COUNCIL REGULATION (EEC)
extending the provisional anti-dumping duty on 4,4'-Isopropylidenediphenol
originating in the United States of America

(submitted to the Council by the Commission)

EXPLANATORY MEMORANDUM

In January 1983, the Commission imposed a provisional anti-dumping duty on 4,4'-Isopropylidenediphenol originating in the United States of America¹.

2. Following the imposition of the said provisional duty, two American exporters requested to be heard by the Commission departments. At the hearings, various arguments were put forward regarding the determination of the margin of dumping and the injury.

3. The Commission considers that it is not possible to give all the necessary attention to the information provided before the expiry of the period of validity of the provisional duty. The Commission therefore informed the exporters concerned of its intention to propose an extension of the provisional duty.

4. We are therefore inviting the Council to decide, in accordance with Article 11 of Regulation (EEC) No 3017/79², to extend for a period not exceeding two months the provisional duty imposed by Commission Regulation (EEC) No 163/83.

¹ Commission Regulation (EEC) No 163/83, 21 January 1983

² OJ No L 23, 26.1.1983, p.9.

³ OJ No L 339, 31.12.1979, p.1.

Proposal for a
(COUNCIL REGULATION (EEC))

extending the provisional anti-dumping duty on 4,4'-Isopropylidenediphenol
originating in the United States of America

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3017/79 of 20 December 1979 on protection against dumped or subsidized imports from countries not members of the European Economic Community¹, as amended by Regulation (EEC) No 1580/82², and in particular Article 11 thereof,

Having regard to the proposal from the Commission,

Whereas, by Regulation (EEC) No 163/83³, the Commission imposed a provisional anti-dumping duty on 4,4'-Isopropylidenediphenol originating in the United States of America;

Whereas the examination of the facts is not yet complete; whereas, in particular, the main American exporter is calling for a new determination of the margin of dumping and injury;

Whereas the exporters known to be concerned have been informed of the Commission's intention to extend the provisional duty for a further period of two months;

Whereas these exporters, who account for virtually all the trade in question, have not made any objection,

HAS ADOPTED THIS REGULATION:

¹OJ No L 339, 31.12.1979, p. 1.

²OJ No L 178, 22.06.1982, p. 9.

³OJ No L 23, 26.01.1983, p. 9.

Article 1

The provisional anti-dumping duty on 4,4'-Isopropylidenediphenol originating in the United States of America, imposed by Regulation (EEC) No 163/83, is hereby extended for a period not exceeding two months.

Article 2

This Regulation shall enter into force on the day of its publication in the Official Journal of the European Communities.

Without prejudice to Article 11 of Regulation (EEC) No 3107/79 and to any different decision taken by the Council, it shall apply until the entry into force a Council Regulation adopting definitive measures or, at the latest, until the expiry of a period of two months beginning on 26 May 1983.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

For the Council