

COMMISSION OF THE EUROPEAN COMMUNITIES

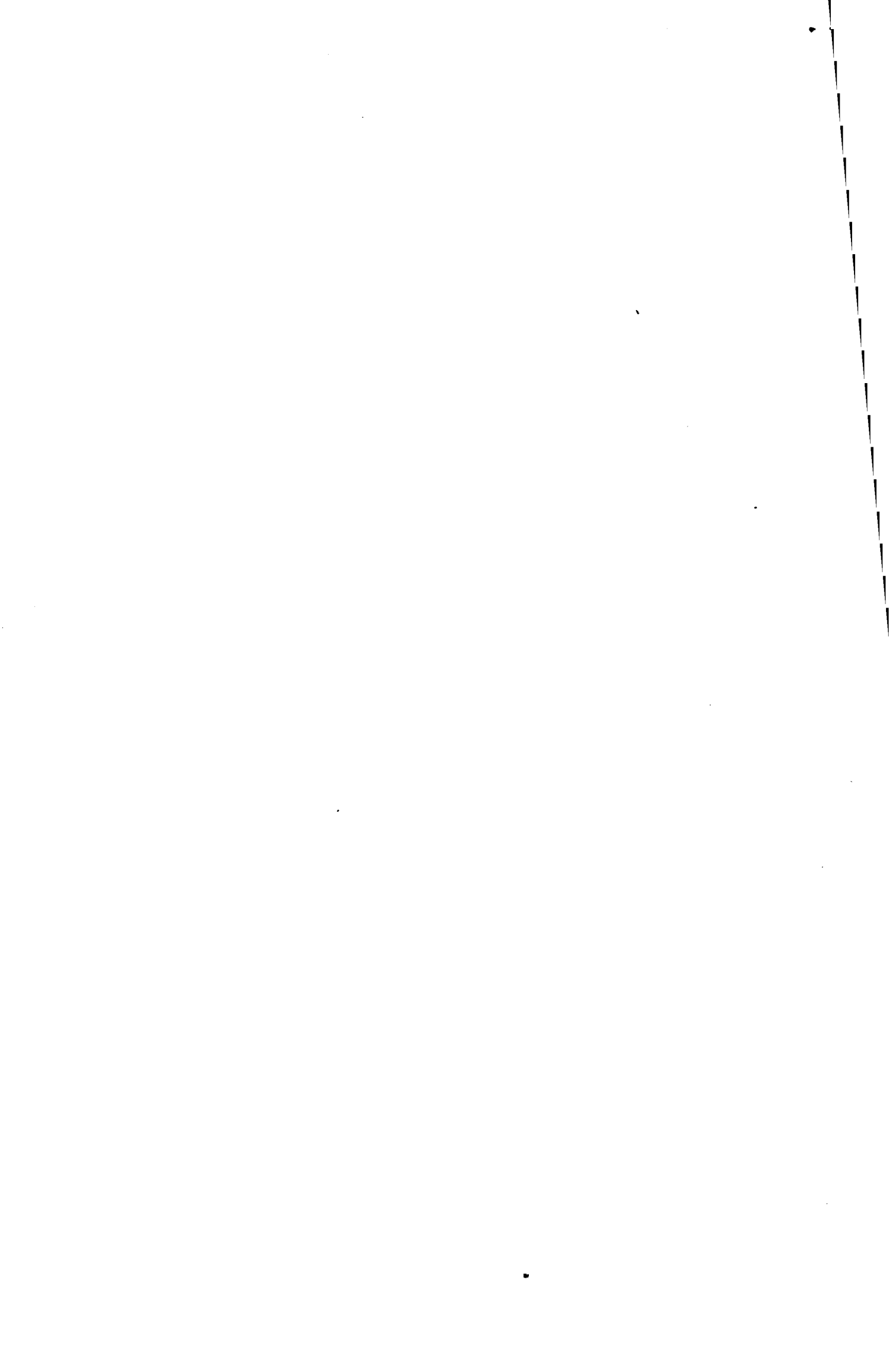
COM(78) 433 final

Brussels, 21 August 1978

PROPOSAL FOR A COUNCIL DECISION

concerning the closure of the anti-dumping/anti-subsidy
enquiry relating to imports of ferrochromium originating
in the Republic of South Africa and Sweden

(Submitted by the Commission to the Council)



EXPLANATORY MEMORANDUM AND REPORT TO THE COUNCIL

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On 13th April 1978 (1) the Commission opened an anti-dumping/anti-subsidy procedure concerning imports of ferrochromium originating in South Africa and Sweden.

The enquiry which followed having shown the existence of dumping and injury, the Commission imposed a provisional anti-dumping duty by Regulation (EEC) n°. 1355/78 (2) and 1682/78 (3) on ferrochrome originating in the Republic of South Africa and Sweden.

During the examination of the facts carried out after the institution of the provisional duty, which examination confirmed that the Commission's provisional measures were well founded, the South African and Swedish exporters undertook voluntarily to revise their prices, which option is provided for in the anti-dumping regulation.

In examining these undertakings whose contents practically reflect those of the Commission's provisional measures, the Commission has taken into consideration the interests of Community producers, injured by abnormally low import prices, as well as those of consumers, particularly producers of alloyed steel, who are desirous of benefiting from a cheap raw material. The Commission has found on this latter point that the impact of the price of ferrochrome on the cost of alloyed steel was marginal and that in any case it is advisable that the import price of ferrochrome, which is the subject of dumping injurious to the Community industry, be reestablished at a normal level in conformity with Community rules.

(1) OJ no. C 90, 13.04.1978, p. 3

(2) OJ n°. L 165, 22.06.1978, p. 20

(3) OJ n°. L 193, 18.07.1978, p. 14

The Commission considers that the undertakings offered by the exporters of ferrochrome concerned attain this objective.

This being so, the Commission proposes that the Council closes the anti-dumping / anti-subsidy procedure opened with regard to imports of ferrochromium from South Africa and Sweden. The Commission will inform foreign exporters of the acceptance of the price undertakings as soon as the decision on the closure of the procedure has been taken by the Council.

PROPOSAL FOR A COUNCIL DECISION CONCERNING
THE CLOSURE OF ^{THE} ANTI-DUMPING/ANTI-SUBSIDY ENQUIRY RELATING
TO IMPORTS OF FERROCHROMIUM ORIGINATING IN THE REPUBLIC
OF SOUTH AFRICA AND SWEDEN

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Regulation (EEC) No 459/68 on protection against dumping or the granting of bounties or subsidies by countries which are not members of the European Economic Community (1) as last amended by Regulation (EEC) No. 1411/77 (2), and in particular Article 14 thereof,

Having regard to the Commission's proposal,

Whereas the Commission on 13th April 1978 published a notice of initiation of an anti-dumping/anti-subsidy procedure concerning imports of ferrochromium originating in the Republic of South Africa and Sweden (3),

Whereas by Regulation (EEC) No 1355/78 (4) and (EEC) No 1682/78 (5), the Commission imposed a provisional anti-dumping duty on imports of ferrochromium originating in the Republic of South Africa and Sweden,

Whereas during the course of the examination of the facts carried out after the institution of the provisional duty the South African and Swedish exporters voluntarily undertook to revise their prices,

Whereas the Commission having heard the opinions expressed within the Advisory Committee provided for by Regulation (EEC) No 459/68 deems this solution acceptable,

(1) OJ n° L 93, 17.4.1968, p. 1

(2) OJ n° C160, 30.6.1977, p. 4

(3) OJ n° C 90, 13.4.1978, p. 3

(4) OJ n° L 165, 22/6/1978, p. 20

(5) OJ n° L 193, 18.7.1978, p. 14

Whereas in these conditions it is advisable to close the anti-dumping procedure in question,

DECIDES :

Article 1

The anti-dumping/anti-subsidy procedure concerning imports of ferrochromium originating in the Republic of South Africa and Sweden is closed.

Done at Brussels

by the Council