This Official Gazette is issued by the GCC-Bureau of Technical Secretariat for Anti Injurious Practices in International Trade in accordance with GCC Common Law of Anti-Dumping, Countervailing Measures and Safeguards, and its Regulation.

In this Edition (NON OFFICIAL TRANSLATION)

Initiation of anti-Dumping Investigation against imports of Super absorbent polymer.

(Originating from Japan and Taiwan)
Official Gazette
The GCC-Bureau of Technical Secretariat for Anti Injurious Practices in International Trade

The Secretariat General of the Cooperation Council for the Arab States of the Gulf (GCC)
Bureau of Technical Secretariat for Anti Injurious Practices in International Trade

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Introduction

In compliance with the basic objectives of the Cooperation Council for the Arab States of the Gulf, and in conformity with the objectives of the GCC Unified Economic Convention seeking to achieve economic integration among GCC member states, and aware of the crucial role played by GCC industries in the economies of the GCC member states, it becomes vital for the member states to take necessary measures against dumping, subsidy and increase of imports, which cause injury, threat of injury, or retardation to GCC industries.

Initiation of anti-dumping investigation against GCC imports of Super absorbent polymer Originating in Japan and Taiwan

In conformity with the GCC Common Law on Anti-Dumping, Countervailing and Safeguard Measures and its Rules of Implementation, (hereinafter referred to as the Regulation), and upon the decision no. (22/AD5/2019) of the Permanent Committee of Anti Injurious practices in the International Trade (hereinafter referred to as the Permanent Committee) regarding accepting the anti-dumping complaint lodged by the GCC industry and approving the initiation of the anti-dumping investigation, the GCC- Bureau of Technical Secretariat for Anti-Injurious Practice in International Trade (hereinafter referred to as the GCC-TSAIP) announces the initiation of anti-dumping investigation concerning imports of Super absorbent polymer, which are imported under HS Code 390690 originated in Japan, and Taiwan from the date of the publication of this notice in the Official Gazette of the Bureau of the Technical Secretariat for the Injurious Practices in International Trade (hereinafter referred to as Official Gazette) according to the following:

1. Complaint
The GCC-TSAIP received a properly documented complaint submitted by the GCC industry of Super absorbent polymer, according to the provisions of Article (2-2) of the Regulation, alleging that the imports of the product under investigation are imported from Japan, and Taiwan into the GCC market at dumped prices and are thereby causing material injury and threat of material injury to the GCC industry of the like product.

2. GCC Industry
The Complainant, is ((Saudi Acrylic Polymers Co. (SAPCO)) from the Kingdom of Saudi
Arabia, which represent 100% of the GCC production of the product under investigation. The complainants represent the GCC industry in accordance with Article (6-1) of the Regulation.

3. Product under Investigation and GCC Like Product
Super absorbent polymer. The product under investigation is commonly classified under acrylic polymers in primary forms -- others (HS heading 3906 90), Originating in Japan, and Taiwan.

The main application fields of the product under investigation are Baby diapers, Incontinence products and Feminine hygiene.

The complainant clarified that the GCC like product and the product under investigation are identical. They have the same characteristics, production method, end use, and substitutability.

4. Allegation of Dumping
The GCC domestic industry based its allegation of the existence of dumping on a comparison between the export prices of the product under investigation imported from Japan and Taiwan into the GCC market, with the constructed normal value in the Japan and Taiwan domestic markets at the same level of trade. This comparison resulted in the existence of dumping margins exceeding 2% which are not de minimis.

5. Allegation of Injury
The GCC industry alleged that there has been a significant increase in the volume of the allegedly dumped imports of the product under investigation from Japan and Taiwan, exceeding, in absolute terms and relative to the domestic production, 3% of the total GCC imports of the product under investigation, which caused material injury and threat of material injury to the GCC industry that was represented in the following factors:
- Decline in production volume
- Decline in the rate of capacity utilization,
- Price suppression and price depression,
- Price undercutting between the like product and the imported product under investigation,
- Decline in sales volume and the market share,
- Decline in labour, wages, and productivity,
- Achieving losses,
- Decline in cash flows,
- Decline in investments, and the rate of return on investment and inability to grow or raise capital,
- Threat to increase material injury and total stop of production and sales operations by the end of 2018, as result of the termination of Procter & Gamble (P&G), supply contract.

6. Procedures
The GCC-TSAIP examined the accuracy and adequacy of the data contained in the complaint and prepared the initiation report that has been submitted to the Permanent Committee according to Article 3 of the Regulation, which in turn approved the initiation of the investigation and the publication of the notice of initiation in the Official Gazette according to Article 4 of the Regulation as they are satisfied that the information, data, evidences, and facts reported in the complaint appear to be sufficient to justify the initiation as per the provisions of the common law and its rules of implementation. Therefore, the notice of initiation is published in this official gazette while its publishing date is considered to be the effective date for the initiation of this investigation according to Article 9 of the Regulation. Furthermore, the Embassy of Japan and the Taipei Economic and cultural Representative office in the Kingdom of Saudi Arabia (were notified after receiving the complaint and before proceeding to initiate the investigation.

7. Investigation Period
The dumping investigation period is from 1 January 2018 to 31 December 2018. The injury investigation period covers the period from 1 January 2015 to 31 December 2018.
According to Article 23 of the Regulation, the investigation shall be completed within 12 months from its date of initiation. This period may be extended in special circumstances for no more than 6 months.

8. Questionnaires and Collecting Information
In order to obtain necessary information for the investigation, the GCC-TSAIP will send questionnaires to the known foreign producers/exporters (regarding the unknown foreign producers and exporters, the questionnaires will be submitted through the diplomatic representatives of Japan and Taiwan in the Country of residence. Questionnaires will also be sent to the GCC producers and to the known GCC importers of the product under investigation. All interested parties shall submit their responses to the questionnaires to the GCC-TSAIP within 40 days from the date on which the questionnaires were sent to them or to the diplomatic representative of the countries concerned according to the provisions of Article 12 of the Regulation.
Without prejudice to the specified time limit for responding to the questionnaires, all interested parties desiring to participate in the investigation have to make themselves known as interested parties in writing to the GCC-TSAIP within 15 days from the date of publication of this notice in the Official Gazette.

9. Sampling Techniques
Pursuant to Article 13 of the Regulation, the GCC-TSAIP may resort to apply sampling technique in case of the existence of large number of interested parties or types of products under investigation.

a) Sampling for Foreign Producers/Exporters
In case of using sampling techniques, all foreign producers/exporters, or legal representatives acting on their behalf, are requested to contact the GCC-TSAIP, and to provide the following information of their company or companies as per requested in attachment (1) within 15 days from the date of publication of this notice in the Official Gazette:
- Names, addresses, e-mail addresses, telephones, fax and contact person;
- Sales volume (Ton) and value of sales of the product under investigation exported into GCC market by the concerned company during the period from 1 January 2018 to 31 December 2018
- Sales volume (Ton) and value of sales of the product under investigation sold in the domestic market of concerned country by the concerned company during the period from 1st January 2018 to 31st December 2018;
- Activities of the company with regard to the production and sale of the product under investigation;
- Names and precise activities of all related companies involved in the production and/or selling (exported sales / domestic sales) of the product under investigation produced by the concerned company; and
- Any other relevant information that would assist the GCC-TSAIP in the selection of the sample.

By submitting all the above mentioned information, the concerned company agrees to its inclusion in the sample, and if the company is selected as part of the sample, this implies replying to questionnaires and accepting a possible on-the-spot verification visit. If the concerned company is unwilling to be included in the sample, it will be deemed non-cooperating with the GCC-TSAIP.

b) Sampling for Importers

In case of using sampling techniques, all importers, or legal representatives acting on their behalf, are requested to contact the GCC-TSAIP and to provide the following information concerning their company or companies as per requested in attachment (2) within 15 days from the date of publication of this notice in the Official Gazette:

- Names, addresses, e-mail addresses, telephones, fax numbers and contact person;
- Sales volume (Ton) and value of company's sales of the product under investigation in the GCC market during the period from 1st January 2018 to 31st December 2018;
- Activities of the company with regard to the product under investigation;
- Imports volume (Ton) and value in Saudi Riyal or the local currency of the product
under investigation, that the company imported from the countries under investigation during the period from 1st January 2018 to 31st December 2018;
- Names and activities of all related companies involved in the selling of the product under investigation; and
- Any other relevant information that would assist the GCC-TSAIP in the selection of the sample.

By submitting all the above mentioned information, the concerned company agrees to its inclusion in the sample. If the company is chosen as a part of the sample, that implies replying to questionnaires and accepting a possible on-the-spot verification visit. If the concerned company is unwilling to be included in the sample, it will be deemed non-cooperating with the GCC TSAIP.

c) Final Selection of Samples
The GCC-TSAIP will inform all interested parties by the final result of the sampling within 5 working days from the due date for submitting the related sampling data, and any interested party wishing to submit any relevant information regarding the selection of the samples shall do so within 2 days after the announcement of the sampling result. Companies included in the samples shall reply to the questionnaire within the specified time limits in this notice and shall cooperate with the GCC TSAIP. If there is insufficient cooperation, the GCC-TSAIP may base its conclusions on the information available.
For those interested parties who have expressed their willingness to be included in the sample and provided the relevant sampling data within the specified time limits but not included in the sample, they will be considered as cooperating parties without prejudice to the provisions of Article (30-6) of the Regulation. Consequently, according to the provisions of Article (30-5) of the Regulation, any anti-dumping measures if applied to imports from these non-sampled exporting producers shall not exceed the weighted average dumping margin established with respect to the sampled exporting producers. Furthermore, according to the provisions of Article (30-6) of the Regulation, individual
determinations of the dumping margin may be requested by any exporting producer not initially sampled who submits the response to the questionnaire within the specified time-limit in this notice except where the number of exporting producers is so large that individual examinations would be unduly burdensome to the GCC-TSAIP and prevent timely completion of the investigation.

10. Hearings
Pursuant to Article (14) of the Regulation, hearings may be held at the premises of the GCC-TSAIP for all interested parties to present their views and arguments, provided that they submit a written request to the GCC-TSAIP that includes specific reasons as to why they should be heard. Interested parties must express their wish to hold a hearing within a 60 days period from the date of publication of this notice in the Official Gazette.

11. On-the-Spot Verification Visits
Pursuant to Article (18) of the Regulation, the GCC-TSAIP may conduct verification visits at the premises of the interested parties inside or outside GCC countries to verify the accuracy of the information submitted and to collect any additional information or data required for the investigation.

12. Confidentiality
Any information provided by interested parties on a confidential basis, upon a reasonable cause, shall be treated as confidential and shall not be disclosed without the specific permission of the party submitting it pursuant to Article (12) of the Regulation.
Interested parties providing confidential information shall furnish a non-confidential summary with sufficient details to permit a reasonable understanding of the substance of the information submitted in confidence. If that information is not susceptible of summary, the concerned parties shall provide a statement of the reason according to Article (19) of the Regulation.

13. Non-cooperation
In cases any interested party refuses access to or otherwise does not provide necessary
information within the specified time limits and prescribed form or impedes the course of the investigation, the GCC-TSAIP will make its preliminary and final determinations based on the best information available pursuant to Article (26) of the Regulation.

In cases any interested party provided any misleading or wrong information, it will not be considered and information available may be used.

14. Public File
The GCC-TSAIP makes available all relevant non-confidential information submitted by the interested parties through its public file. This information is available, upon written request, for all interested parties at the premises of the GCC-TSAIP in Riyadh during the investigation and before reaching the final determinations pursuant to Article (14-3) of the Regulation.

15. Submission of Information
All relevant information including the information requested in this notice, questionnaire replies and correspondence provided by interested parties, must be communicated to GCC-TSAIP in writing and in electronic format and must indicate the name, address, e-mail address, telephone and fax of the interested parties.

Correspondences to the GCC-TSAIP shall be made to the following address:

Rihan Mubarak Fayez
General Director of GCC- TSAIP
Secretariat General- Gulf Cooperation Council
Bureau of Technical Secretariat of Anti Injurious Practices in the International Trade
6725 Jeddah Rd.- Al Hada Dist.
Unit No.
Riyadh 12324- 3147
Phone: +966 112551388 ☎ 966 112551399
Fax: +966 112810093
Email: tsad@gccsg.org
Attachment 1

A-Information for the selection of the sample of exporting producers in the Concerned Country.

<table>
<thead>
<tr>
<th>Company Name</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Address</td>
<td></td>
</tr>
<tr>
<td>Activities of the company with regard to the product under investigation,</td>
<td></td>
</tr>
<tr>
<td>Contact Person</td>
<td></td>
</tr>
<tr>
<td>E-mail Address</td>
<td></td>
</tr>
<tr>
<td>Telephone</td>
<td></td>
</tr>
<tr>
<td>Fax</td>
<td></td>
</tr>
<tr>
<td>Name of Related Companies</td>
<td></td>
</tr>
<tr>
<td>Activities of all related companies involved in the production and/or selling of the product</td>
<td></td>
</tr>
</tbody>
</table>

B-Turnover and Sales Volume of the Product under Investigation

During the period from 1st January 2018 to 31st December 2018

<table>
<thead>
<tr>
<th>Data 10</th>
<th>Country</th>
<th>Volume (Ton)</th>
<th>Value (specify Currency)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Export Sales of the Product under Investigation</td>
<td>Kingdom of Saudi Arabia</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>United Arab of Emirates</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Sultanate of Oman</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Kuwait</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Qatar</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Kingdom of Bahrain</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Total</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total Domestic Sales of the Product under Investigation</td>
<td>Domestic Market of Concerned Country</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

(7) This attachment has to be submitted in two versions (Confidential and non-Confidential)
(8) For the purpose of selecting companies in the sampling, related companies are those companies which are involved in either the production and/or selling the product under investigation produced by the concerned company.
(9) Sales include the related companies’ sales of the product under investigation.
(10) This information is required for the purpose of sampling, and all the information provided will be treated as highly confidential by GCC- TSAIP according to Article 12 of the GCC Common Law.
Attachment (2)\(^{(11)}\)

Information for the selection of the sample of Importers in the GCC

A-Company detail

<table>
<thead>
<tr>
<th>Company Name</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Activities of the company with regard to the product under investigation</td>
<td></td>
</tr>
<tr>
<td>GCC country name</td>
<td></td>
</tr>
<tr>
<td>Address</td>
<td></td>
</tr>
<tr>
<td>Contact Person</td>
<td></td>
</tr>
<tr>
<td>E-mail Address</td>
<td></td>
</tr>
<tr>
<td>Telephone</td>
<td></td>
</tr>
<tr>
<td>Fax</td>
<td></td>
</tr>
<tr>
<td>Name of Related Companies</td>
<td></td>
</tr>
<tr>
<td>Activities of all related companies involved in the production and/or selling of the product under investigation.</td>
<td></td>
</tr>
</tbody>
</table>

B-Turnover and Sales Volume of the Product under Investigation\(^{(12)}\)

During the period from 1\(^{st}\) January 2018 to 31\(^{st}\) December 2018

<table>
<thead>
<tr>
<th></th>
<th>Volume (Ton)</th>
<th>Value (specify Currency)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total imports of the Product under Investigation into GCC</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total Sales of the Product under Investigation within GCC</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

(11) This attachment has to be submitted in two versions (Confidential and non-Confidential)
(12) This information is required for the purpose of sampling, and all the information provided will be treated as highly confidential by GCC- TSAIP according to Article 12 of the GCC common law.