

MESSAGE NO: 6163113 MESSAGE DATE: 06/11/1996
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REFERENCE 6137111
MESSAGE #
(s):

CASE #(s): A-570-842, A-583-824, A-588-836

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 05/14/1996 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: CORRECTION OF ANTIDUMPING DUTY ORDER OF POLYVINYL ALCOHOL TO SHOWN EFFECTIVE DATE OF 5/15/96 FOR JAPAN, TAIWAN, AND PEOPLE'S REPUBLIC OF CHINA

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REFERENCE DATE: 05 16 1996

CASES: A - 588 - 836

A - 583 - 824

A - 570 - 842

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PERIOD COVERED: 05 14 1996 TO

LIQ SUSPENSION DATE:

TO: CMC DIRECTORS,
PORT DIRECTORS

FROM: DIRECTOR, TECHNICAL PROGRAMS

RE: CORRECTION OF ANTIDUMPING DUTY ORDER OF POLYVINYL ALCOHOL TO SHOWN EFFECTIVE DATE OF 5/15/96 FOR JAPAN, TAIWAN, AND PEOPLE'S REPUBLIC OF CHINA

1. ON MAY 14, 1996, THE DEPARTMENT OF COMMERCE WILL PUBLISH IN THE FEDERAL REGISTER ITS ANTIDUMPING DUTY ORDER OF POLYVINYL ALCOHOL FROM JAPAN, TAIWAN AND THE PRC.

2. THE MERCHANDISE UNDER THE ORDER IS POLYVINYL ALCOHOL. POLYVINYL ALCOHOL IS A DRY, WHITE TO CREAM-COLORED, WATER-SOLUBLE SYNTHETIC POLYMER. THIS PRODUCT CONSISTS OF POLYVINYL ALCOHOLS HYDROLYZED IN EXCESS OF 85 PERCENT, WHETHER OR NOT MIXED OR

DILUTED WITH DEFOAMER OR BORIC ACID. EXCLUDED FROM THIS INVESTIGATION ARE POLYVINYL ALCOHOLS COVALENTLY BONDED WITH ACETOACETYLATE, CARBOXYLIC ACID, OR SULFONIC ACID UNIFORMLY PRESENT ON ALL POLYMER CHAINS IN A CONCENTRATION EQUAL TO OR GREATER THAN TWO MOLE PERCENT, OR POLYVINYL ALCOHOLS COVALENTLY

BONDED WITH SILANE UNIFORMLY PRESENT ON ALL POLYMER CHAINS IN A CONCENTRATION EQUAL TO OR GREATER THAN ONE-TENTH OF ONE MOLE PERCENT. POLYVINYL ALCOHOL IN FIBER FORM IS NOT INCLUDED IN THE SCOPE OF THIS INVESTIGATION. THE MERCHANDISE UNDER INVESTIGATION IS CURRENTLY CLASSIFIABLE UNDER SUBHEADING 3905.30.00 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS). ALTHOUGH THE HTSUS SUBHEADING IS PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE MERCHANDISE UNDER THE ORDER IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES THESE CASES HAVE BEEN ASSIGNED INVESTIGATION NUMBERS: JAPAN (A-588-836), TAIWAN (A-583-824), AND THE PRC (A-570-842).

4. THE INTERNATIONAL TRADE COMMISSION (ITC) NOTIFIED THE COMMERCE DEPARTMENT THAT IMPORTS OF POLYVINYL ALCOHOL FROM JAPAN, THE PRC, AND TAIWAN THREATEN MATERIAL INJURY TO THE U.S. INDUSTRY. THE ITC DID NOT DETERMINE THAT, BUT FOR THE SUSPENSION OF LIQUIDATION OF ENTRY SUMMARIES OF POLYVINYL ALCOHOL FROM JAPAN, THE PRC, AND TAIWAN, THE DOMESTIC INDUSTRY WOULD HAVE BEEN MATERIALLY INJURED. THEREFORE, THE CUSTOMS SERVICE SHALL TERMINATE SUSPENSION AND REFUND ANY CASH DEPOSIT AND RELEASE ANY BOND OR OTHER SECURITY OF

POLYVINYL ALCOHOL FROM JAPAN, THE PRC, AND TAIWAN FOR SHIPMENTS ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION PRIOR TO

MAY 15, 1996, THE DATE OF PUBLICATION OF THE ITC'S FINAL DETERMINATION IN THE FEDERAL REGISTER. INTEREST PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930 DO NOT APPLY.

5. THE DEPARTMENT IS EXCLUDING FROM THE APPLICATION OF THE SUSPENSION OF LIQUIDATION PRODUCTS THAT ARE MANUFACTURED AND SOLD

TO THE UNITED STATES BY SINOPEC SICHUAN VINYLON WORKS (ALSO KNOWN AS SICHUAN VINYLON WORKS).

HOWEVER, THE AD VALOREM WEIGHTED-AVERAGE DUMPING MARGINS FOR POLYVINYL ALCOHOL MANUFACTURED BY ANY OTHER PRC MANUFACTURER AND

EXPORTED BY SINOPEC SICHUAN VINYLON WORKS IS 116.75 PERCENT (THE ALL OTHERS RATE).

6. THE CUSTOMS SERVICE SHALL SUSPEND LIQUIDATION FOR POLYVINYL ALCOHOL FROM JAPAN, THE PRC, AND TAIWAN WITH RESPECT TO SHIPMENTS ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER,

MAY 15, 1996, THE DATE OF PUBLICATION OF THE ITC'S FINAL DETERMINATION IN THE FEDERAL REGISTER. EFFECTIVE MAY 15, 1996, CUSTOMS SHALL REQUIRE A CASH DEPOSIT,(EXCEPT FOR CERTAIN SINOPEC SICHUAN VINYLON WORKS EXPORTS WHICH, AS EXPLAINED ABOVE, ARE EXCLUDED AND THEREFORE NOT SUBJECT TO ANY DEPOSIT REQUIREMENTS UNDER THE PRC ORDER),EQUAL TO THE MARGINS SHOWN BELOW:

JAPAN

KURARAY CO LTD	A-588-836-001	77.49
NIPPON SYNTHETIC CHEMICAL		
INDUSTRY CO LTD	A-588-836-002	77.49
SHIN-ETSU CHEMICAL CO	A-588-836-003	77.49
UNITIKA LTD	A-588-836-004	77.49
ALL OTHERS	A-588-836-000	77.49

PRC

GUANGXI GITIC IM/EX	A-570-842-001	116.75
SICHUAN VINYLON WKS	A-570-842-002	000.00
SINOPEC SICHUAN		
VINYLON WORKS	A-570-842-003	000.00
ALL OTHERS	A-570-842-000	116.75

TAIWAN

CHANG CHUN PETROCHEMICAL	A-583-824-001	19.21
ALL OTHERS	A-583-824-000	19.21

7. IF ANY EXPORTERS (INCLUDING SINOPEC SICHUAN VINYLON WORKS) SELL POLYVINYL ALCOHOL SOURCED FROM A PRODUCER OTHER THAN SINOPEC

SICHUAN VINYLON WORKS, THE APPLICABLE DEPOSIT RATE IS THE "ALL OTHERS" RATE (A-570-842-000) OF 116.75%.

8. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, TECHNICAL PROGRAMS, ANTIDUMPING/COUNTERVAILING DUTY, USING ATTRIBUTE "HQ OAB". THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT DAVID GOLDBERGER, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-4136.

9. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

NANCY MCTIERNAN

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party