



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 6 May 2013
(OR. en)**

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**ANTIDUMPING 52
COMER 101**

LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject: COUNCIL IMPLEMENTING REGULATION amending Regulation (EC) No 192/2007 imposing a definitive anti-dumping duty on imports of certain polyethylene terephthalate originating in India, Indonesia, Malaysia, the Republic of Korea, Thailand and Taiwan

COUNCIL IMPLEMENTING REGULATION
(EU) No .../2013

of

amending Regulation (EC) No 192/2007
imposing a definitive anti-dumping duty
on imports of certain polyethylene terephthalate
originating in India, Indonesia, Malaysia,
the Republic of Korea, Thailand and Taiwan

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1225/2009 of 30 November 2009 on protection against dumped imports from countries not members of the European Community¹, and in particular Articles 8 and 9 thereof,

Having regard to the proposal submitted by the European Commission after consulting the Advisory Committee,

¹ OJ L 343, 22.12.2009, p. 51.

Whereas:

A. PREVIOUS PROCEDURE

- (1) The Council, by Regulation (EC) No 192/2007¹, imposed a definitive anti-dumping duty on imports of certain polyethylene terephthalate originating in India, Indonesia, Malaysia, the Republic of Korea, Thailand and Taiwan following an expiry review and a partial interim review. The measures were originally imposed in August 2000². The measures are currently subject to another expiry review³.
- (2) The Commission, by Decision 2000/745/EC⁴, accepted a price undertaking, inter alia, from the Indonesian company P.T. Polypet Karyapersada ('Polypet'). Following the findings and conclusions relating to a 'new exporter' review⁵, the Commission, by Decision 2002/232/EC⁶ accepted an undertaking from the Indian company Futura Polymers Ltd, which subsequently was renamed Futura Polyesters Ltd ('Futura')⁷.

¹ OJ L 59, 27.2.2007, p. 1.
² OJ L 199, 5.8.2000, p. 48.
³ OJ C 55, 24.2.2012, p. 4.
⁴ OJ L 301, 30.11.2000, p. 88.
⁵ OJ L 78, 21.3.2002, p. 4.
⁶ OJ L 78, 21.3.2002, p. 12.
⁷ OJ C 116, 16.5.2003, p. 2.

**B. WITHDRAWAL OF UNDERTAKINGS AND AMENDMENT OF
REGULATION No (EC) 192/2007**

- (3) The Commission, by Decision ...^{*1}, withdrew the acceptance of the undertakings in relation to the companies Polypet and Futura. Therefore, Regulation (EC) 192/2007 should be amended accordingly,

HAS ADOPTED THIS REGULATION:

* OJ: Please insert the number of the Commission Decision and the corresponding OJ reference.

¹ See page XX of this Official Journal.

Article 1

The table in Article 2(3) of Regulation (EC) No 192/2007 is replaced by the following table:

"

Country	Companies	TARIC additional code
India	Reliance Industries Ltd	A181
India	Pearl Engineering Polymers Ltd	A182
India	Dhunseri Petrochem & Tea Ltd	A585

".

Article 2

This Regulation shall enter into force on the day following that of its publication in the *Official Journal of the European Union*.

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

Done at Brussels,

For the Council

The President
